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GLYPHOSATE TOLERANT 5-ENOLPYRUVYLSHIKIMATE-3-PHOSPHATE SYNTHASES

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(71) Applicant(s)
MONSANTO COMPANY

(72) Inventor(s)
GERARD FRANCIS BARRY; GANESH MURTHY KISHORE; STEPHEN ROGERS PADGETTE

(74) Attorney or Agent
E F WELLINGTON & CO , 312 St Kilda Road, MELBOURNE VIC 3004

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Genes encoding class II EPSPS enzymes are disclosed. The genes are useful in producing transformed bacteria and plants which are tolerant to glyphosate herbicide. Class II EPSPS genes share very little homology with known, Class I EPSPS genes, and do not hybridize to probes from Class I EPSPS's. The Class II EPSPS enzymes are characterized by being more kinetically efficient than Class I EPSPS's in the presence of glyphosate. Plants transformed with Class II EPSPS genes are also disclosed as well as a method for selectively controlling weeds in a planted crop field.

CLAIM

1. An isolated DNA sequence encoding a Class II EPSPS enzyme, said enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5.

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5. A recombinant, double-stranded DNA molecule comprising in sequence:

(a) a promoter which functions in plant cells to cause the production of an RNA sequence;

(b) a structural DNA sequence that causes the production of an RNA sequence which encodes an EPSPS enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/ K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO: 5; and

c) a 3' non-translated region which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said DNA molecule.

11. A method of producing genetically transformed plants which are tolerant toward glyphosate herbicide, comprising the steps of:

(a) inserting into the genome of a plant cell a recombinant, double-stranded DNA molecule comprising:

i) a promoter which functions in plant cells to cause the production of an RNA sequence,

ii) a structural DNA sequence that causes the production of an RNA sequence which encodes a fusion polypeptide comprising an amino terminal chloroplast transit peptide and an EPSPS enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5; and

iii) a 3' non-translated DNA sequence which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said gene;

(b) obtaining a transformed plant cell; and

(c) regenerating from the transformed plant cell a genetically transformed plant which has increased tolerance to glyphosate herbicide.

16. A glyphosate tolerant plant cell comprising a DNA molecule of any one of Claims 6, 7 or 10.

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(71) Applicant: MONSANTO COMPANY [US/US]; 800 North Lindbergh Boulevard, St. Louis, MO 63167 (US).

(72) Inventors: BARRY, Gerard, Francis ; 6350 Waterman Avenue, St. Louis, MO 63130 (US). KISHORE, Ganesh, Murthy ; 15354 Grantley Drive, Chesterfield, MO 63017 (US). PADGETTE, Stephen, Rogers ; 963 Highway T, Labadie, MO 63055 (US).

(74) Agent: BOLDING, James, Clifton; Monsanto Company, 800 North Lindbergh Boulevard, St. Louis, MO 63167 (US).

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(57) Abstract

Genes encoding class II EPSPS enzymes are disclosed. The genes are useful in producing transformed bacteria and plants which are tolerant to glyphosate herbicide. Class II EPSPS genes share very little homology with known, Class I EPSPS genes, and do not hybridize to probes from Class I EPSPS's. The Class II EPSPS enzymes are characterized by being more kinetically efficient than Class I EPSPS's in the presence of glyphosate. Plants transformed with Class II EPSPS genes are also disclosed as well as a method for selectively controlling weeds in a planted crop field.

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GLYPHOSATE TOLERANT 5-ENOLPYRUVYLSHIKIMATE-3-PHOSPHATE SYNTHASES

This is a continuation-in-part of a copending U.S. patent application having serial number 07/576,537, filed August 31, 1990 and entitled "Glyphosate Tolerant 5-Enolpyruvylshikimate-3-Phosphate Synthases."

BACKGROUND OF THE INVENTION

This invention relates in general to plant molecular biology and, more particularly, to a new class of glyphosate tolerant 5-enolpyruvylshikimate-3-phosphate synthases.

Recent advances in genetic engineering have provided the requisite tools to transform plants to contain foreign genes. It is now possible to produce plants which have unique characteristics of agronomic importance. Certainly, one such advantageous trait is more cost effective, environmentally compatible weed control via herbicide tolerance. Herbicide-tolerant plants may reduce the need for tillage to control weeds thereby effectively reducing soil erosion.

One herbicide which is the subject of much investigation in this regard is N-phosphonomethylglycine commonly referred to as glyphosate. Glyphosate inhibits the shikimic acid pathway which leads to the biosynthesis of aromatic compounds including amino acids, plant hormones and vitamins. Specifically, glyphosate curbs the conversion of phosphoenolpyruvic acid (PEP) and 3-phosphoshikimic acid to 5-enolpyruvyl-3-phosphoshikimic acid by inhibiting the enzyme 5-enolpyruvylshikimate-3-phosphate synthase (hereinafter referred to as EPSP synthase or EPSPS).

It has been shown that glyphosate tolerant plants can be produced by inserting into the genome of the plant the capacity to produce a higher level of EPSP synthase in the chloroplast of the cell (Shah et al., 1986) which enzyme is preferably glyphosate tolerant (Kishore et al. 1988). Variants of the wild-type EPSPS enzyme have been isolated which are glyphosate tolerant as a result of alterations in the EPSPS amino acid coding sequence (Kishore and Shah, 1988; Schulz et al., 1984; Sost et al., 1984; Kishore et al., 1986). These variants typically have a higher K_i for glyphosate than the wild-type EPSPS enzyme which confers the glyphosate tolerant phenotype, but these variants are also characterized by a high K_m for PEP which makes the enzyme kinetically less efficient (Kishore and Shah, 1988; Sost et al., 1984; Schulz et al., 1984; Kishore et al., 1986); Sost and Amrhein, 1990). For example, the apparent K_m for PEP and the apparent K_i for glyphosate for the native EPSPS from *E. coli* are 10 μM and 0.5 μM while for a glyphosate tolerant isolate having a single amino acid substitution of an alanine for the glycine at position 96 these values are 220 μM and 4.0 mM, respectively. A number of glyphosate tolerant plant variant EPSPS genes have been constructed by mutagenesis. Again, the glyphosate tolerant EPSPS was impaired due to an increase in the K_m for PEP and a slight reduction of the V_{max} of the native plant enzyme (Kishore and Shah, 1988) thereby lowering the catalytic efficiency (V_{max}/K_m) of the enzyme. Since the kinetic constants of the variant enzymes are impaired with respect to PEP, it has been proposed that high levels of overproduction of the variant enzyme, 40-80 fold, would be required to maintain normal catalytic activity in plants in the presence of glyphosate (Kishore et al., 1988).

While such variant EPSP synthases have proved useful in obtaining transgenic plants tolerant to glyphosate, it would be increasingly beneficial to obtain an EPSP synthase that is highly glyphosate tolerant while still kinetically efficient such that the amount of the glyphosate tolerant EPSPS needed to be produced to maintain normal catalytic activity in the plant is reduced or that improved tolerance be obtained with the same expression level.

Previous studies have shown that EPSPS enzymes from different sources vary widely with respect to their degree of sensitivity to inhibition by glyphosate. A study of plant and bacterial EPSPS enzyme activity as a function of glyphosate concentration showed that there was a very wide range in the degree of sensitivity to glyphosate. The degree of sensitivity showed no correlation with any genus or species tested (Schulz et al., 1985). Insensitivity to glyphosate inhibition of the activity of the EPSPS from the *Pseudomonas* sp. PG2982 has also been reported but with no details of the studies (Fitzgibbon, 1988). In general, while such natural tolerance has been reported, there is no report suggesting the kinetic superiority of the naturally occurring bacterial glyphosate tolerant EPSPS enzymes over those of mutated EPSPS enzymes nor have any of the genes been characterized. Similarly, there are no reports on the expression of naturally glyphosate tolerant EPSPS enzymes in plants to confer glyphosate tolerance.

SUMMARY OF THE INVENTION

In a first aspect, the present invention provides an isolated DNA sequence encoding a Class II EPSPS enzyme, said enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM,

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V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5.

In a second aspect, the present invention provides a recombinant, double-stranded DNA molecule comprising in sequence:

(a) a promoter which functions in plant cells to cause the production of an RNA sequence;

(b) a structural DNA sequence that causes the production of an RNA sequence which encodes an EPSPS enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO: 5; and

c) a 3' non-translated region which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said DNA molecule.

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In a third aspect, the present invention provides a method of producing genetically transformed plants which are tolerant toward glyphosate herbicide, comprising the steps of:

(a) inserting into the genome of a plant cell a recombinant, double-stranded DNA molecule comprising:

i) a promoter which functions in plant cells to cause the production of an RNA sequence,

ii) a structural DNA sequence that causes the production of an RNA sequence which encodes a fusion polypeptide comprising an amino terminal chloroplast transit peptide and an EPSPS enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5; and

iii) a 3' non-translated DNA sequence which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the

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glyphosate tolerance of a plant cell transformed with said gene;

(b) obtaining a transformed plant cell; and

(c) regenerating from the transformed plant cell a genetically transformed plant which has increased tolerance to glyphosate herbicide.

In a fourth aspect, the present invention provides a glyphosate tolerant plant cell comprising a DNA molecule of the second aspect of the invention, in particular, such a cell in which the promoter is a plant DNA virus promoter, especially such a cell in which the promoter is selected from the group consisting of CaMV35S and FMV35S promoters.

In a fifth aspect, the present invention provides a method for selectively controlling weeds in a field containing a crop having planted crop seeds or plants comprising the steps of:

(a) planting said crop seeds or plants which are glyphosate tolerant as a result of a recombinant double-stranded DNA molecule being inserted into said crop seed or plant, said DNA molecule having:

i) a promoter which functions in plant cells to cause the production of an RNA sequence,

ii) a structural DNA sequence that causes the production of an RNA sequence which encodes a polypeptide which comprises an amino terminal chloroplast transit peptide and an EPSPS enzyme

having a K_m for phosphoenolpyruvate (PEP) between 1-150 UM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5; and

iii) a 3' non-translated DNA sequence which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said gene; and

(b) applying to said crop and weeds in said field a sufficient amount of glyphosate herbicide to control said weeds without significantly affecting said crop.

In preferred embodiments of the first aspect of the present invention, the DNA molecule is characterized in that: said K_m for phosphoenolpyruvate is between 2-25 uM; or said K_i/K_m ratio is between 6-250; or said antibodies are raised against a Class II EPSPS enzyme of SEQ ID NO:3.

In preferred embodiments of each of the second, third, fourth and fifth aspects of the present invention, the

DNA molecule is characterized in that: said structural DNA sequence encodes a fusion polypeptide comprising an amino-terminal chloroplast transit peptide and said EPSPS enzyme; or said structural DNA sequence encoding the EPSPS enzyme is selected from the group consisting of SEQ, ID NO:2, SEQ ID NO:4 and SEQ ID NO:6, most preferably said sequence being from SEQ ID NO:2; or said DNA sequence of Claim 5 encodes an EPSPS enzyme selected from the group consisting of SEQ ID NO:3 and SEQ ID NO:5; or said structural DNA encodes an EPSPS enzyme selected from the group consisting of SEQ ID NO:3 and SEQ ID NO: 5; or the promoter is a plant DNA virus promoter, more preferably the promoter being selected from the group consisting of CaMV35S and FMV35S promoters.

In further preferred embodiments of each of the third, fourth and fifth aspects of the present invention, the glyphosate tolerant plant cell or crop plant, respectively, is selected from the group consisting of corn, wheat, rice, soybean, cotton, sugarbeet, oilseed rape, canola, flax, sunflower, potato, tobacco, tomato, alfalfa, poplar, pine, apple and grape.

Thus, the present invention provides a DNA molecule comprising DNA encoding a kinetically efficient, glyphosate tolerant EPSP synthase, the EPSP synthases of the present invention reducing the amount of overproduction of the EPSPS enzyme in a transgenic

plant necessary for the enzyme to maintain catalytic activity while still conferring glyphosate tolerance. This and other EPSP synthases described herein represent a new class of EPSPS enzymes, referred to hereinafter as Class II EPSPS enzymes. Class II EPSPS enzymes share little homology to known bacterial or plant EPSPS enzymes and exhibit tolerance to glyphosate while maintaining suitable K_m (PEP) ranges. Suitable ranges of K_m (PEP) for EPSPS for enzymes of the present invention are between 1-150 μM, with a more preferred range of between 1-35 μM, and a most preferred range between 2-25 μM. These kinetic constants are determined under the assay conditions specified hereinafter. The V_{max} of the enzyme should preferably be at least 15% of the uninhibited plant enzyme and more preferably greater than 25%. An EPSPS of the present invention preferably has a K_i for glyphosate range of between 25-10000 μM. The K_i/K_m ratio should be between 3-500, and more preferably between 6-250. The V_{max} should preferably be in the range of 2-100 units/mg (μmoles/minute.mg at 25°C) and the K_m for shikimate-3-phosphate should preferably be in the range of 0.1 to 50 μM.

Genes coding for Class II EPSPS enzymes have been isolated from three (3) different bacteria: *Agrobacterium tumefaciens* sp. strain CP4, *Achromobacter* sp. strain LBAA, and *Pseudomonas* sp. strain PG2982. The LBAA and PG2982 Class II EPSPS genes have been determined to be identical and the proteins encoded by these two genes are very similar to the CP4 protein and share approximately 84% amino acid identity with it. Class II EPSPS enzymes can be readily distinguished from Class I EPSPS's by their inability to react with polyclonal antibodies prepared from Class I EPSPS enzymes under conditions where other Class I EPSPS enzymes would readily react with the Class I antibodies.

Other Class II EPSPS enzymes can be readily isolated and identified by utilizing a nucleic acid probe from one of the Class II EPSPS genes disclosed herein using standard hybridization techniques. Such a probe from the CP4 strain has been prepared and utilized to isolate the Class II EPSPS genes from strains LBAA and PG2982. These genes may also be adapted for enhanced expression in plants by known methodology. Such a probe has also been used to identify homologous genes in bacteria isolated *de novo* from soil.

The Class II EPSPS enzymes are preferably fused to a chloroplast transit peptide (CTP) to target the protein to the chloroplasts of the plant into which it may be introduced. Chimeric genes encoding this CTP-Class II EPSPS fusion protein may be prepared with an appropriate promoter and 3' polyadenylation site for introduction into a desired plant by standard methods.

Therefore, in one aspect, the present invention provides a new class of EPSP synthases that exhibit a low K_m for phosphoenolpyruvate (PEP), a high V_{max}/K_m ratio, and a high K_i for glyphosate such that when introduced into a plant, the plant is made glyphosate tolerant such that the catalytic activity of the enzyme and plant metabolism are maintained in a substantially normal state. For purposes of this discussion, a highly efficient EPSPS refers to its efficiency in the presence of glyphosate.

In another aspect of the present invention, a double-stranded DNA molecule comprising DNA encoding a Class II EPSPS enzyme is disclosed. A Class II EPSPS enzyme DNA sequence is disclosed from three sources: *Agrobacterium* sp. strain designated CP4, *Achromobacter* sp. strain LBAA and *Pseudomonas* sp. strain PG2982.

In a further aspect of the present invention, a nucleic acid probe from an EPSPS Class II gene is presented that is suitable for use in screening for Class II EPSPS genes in other sources by assaying for the ability of a DNA sequence from the other source to hybridize to the probe.

In yet another aspect of the present invention, transgenic plants and transformed plant cells are disclosed that are made glyphosate tolerant by the introduction of a Class II EPSPS gene into the plant's genome.

In a still further aspect of the invention, a recombinant, double-stranded DNA molecule comprising in sequence:

a) a promoter which functions in plant cells to cause the production of an RNA sequence;

b) a structural DNA sequence that causes the production of an RNA sequence which encodes a Class II EPSPS enzyme; and

c) a 3' nontranslated region which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said DNA molecule.

In still another aspect of the present invention, a method for selectively controlling weeds in a crop field is presented by planting crop seeds or crop plants transformed with a Class II EPSPS gene to confer glyphosate tolerance to the plants which allows for glyphosate containing herbicides to be applied to the crop to selectively kill the glyphosate sensitive weeds, but not the crops.

Other and further objects, advantages and aspects of the invention will become apparent from the accompanying drawing figures and the description of the invention.

BRIEF DESCRIPTION OF THE DRAWINGS

Figure 1 shows the DNA sequence (SEQ ID NO:1) for the full-length promoter of figwort mosaic virus (FMV35S).

Figure 2 shows the cosmid cloning vector pMON17020.

Figure 3 shows the structural DNA sequence (SEQ ID NO:2) for the Class II EPSPS gene from bacterial isolate *Agrobacterium* sp. strain CP4 and the deduced amino acid sequence (SEQ ID NO:3).

Figure 4 shows the structural DNA sequence (SEQ ID NO:4) for the Class II EPSPS gene from the bacterial isolate *Achromobacter sp.* strain LBAA and the deduced amino acid sequence (SEQ ID NO:5).

Figure 5 shows the structural DNA sequence (SEQ ID NO:6) for the Class II EPSPS gene from the bacterial isolate *Pseudomonas sp.* strain PG2982 and the deduced amino acid sequence (SEQ ID NO:7).

Figure 6 shows the Bestfit comparison of the *E. coli* EPSPS amino acid sequence (SEQ ID NO:8) with that for the CP4 EPSPS (SEQ ID NO:3).

Figure 7 shows the Bestfit comparison of the CP4 EPSPS amino acid sequence (SEQ ID NO:3) with that for the LBAA EPSPS (SEQ ID NO:5).

Figure 8 shows the structural DNA sequence (SEQ ID NO:9) for the synthetic CP4 Class II EPSPS gene.

Figure 9 shows the DNA sequence (SEQ ID NO:10) of the chloroplast transit peptide (CTP) and encoded amino acid sequence (SEQ ID NO:11) derived from the *Arabidopsis thaliana* EPSPS CTP and containing a *Sph*I restriction site at the chloroplast processing site, hereinafter referred to as CTP2.

Figure 10 shows the DNA sequence (SEQ ID NO:12) of the chloroplast transit peptide and encoded amino acid sequence (SEQ ID NO:13) derived from the *Arabidopsis thaliana* EPSPS gene and containing an *Eco*RI restriction site within the mature region of the EPSPS, hereinafter referred to as CTP3.

Figure 11 shows the DNA sequence (SEQ ID NO:14) of the chloroplast transit peptide and encoded amino acid sequence (SEQ ID NO:15) derived from the *Petunia hybrida* EPSPS CTP and containing a *Sph*I restriction site at the chloroplast processing site and in which the amino acids at the processing site are changed to -Cys-Met-, hereinafter referred to as CTP4.

Figure 12 shows the DNA sequence (SEQ ID NO:16) of the chloroplast transit peptide and encoded amino acid sequence (SEQ ID NO:17) derived from the *Petunia hybrida* EPSPS gene with the naturally occurring *Eco*RI site in the mature region of the EPSPS gene, hereinafter referred to as CTP5.

Figure 13 shows a plasmid map of CP4 plant transformation/ expression vector pMON17110.

Figure 14 shows a plasmid map of CP4 synthetic EPSPS gene plant transformation/expression vector pMON17131.

Figure 15 shows a plasmid map of CP4 EPSPS free DNA plant transformation expression vector pMON13640.

Figure 16 shows a plasmid map of CP4 plant transformation/direct selection vector pMON17227.

Figure 17 shows a plasmid map of CP4 plant transformation/expression vector pMON19653.

STATEMENT OF THE INVENTION

The expression of a plant gene which exists in double-stranded DNA form involves synthesis of messenger RNA (mRNA) from one strand of the DNA by RNA polymerase enzyme, and the subsequent processing of the mRNA primary transcript inside the nucleus. This processing involves a 3' non-translated region which adds polyadenylate nucleotides to the 3' end of the RNA.

Transcription of DNA into mRNA is regulated by a region of DNA usually referred to as the "promoter." The promoter region contains a sequence of bases that signals RNA polymerase to associate with the DNA, and to initiate the transcription into mRNA using one of the DNA strands as a template to make a corresponding complementary strand of RNA.

A number of promoters which are active in plant cells have been described in the literature. These include the nopaline synthase (NOS) and octopine synthase (OCS) promoters (which are carried on tumor-inducing plasmids of *Agrobacterium tumefaciens*), the cauliflower mosaic virus (CaMV) 19S and 35S promoters, the light-inducible promoter from the small subunit of ribulose bis-phosphate carboxylase (ssRUBISCO, a very abundant plant polypeptide) and the full-length transcript promoter from the figwort mosaic virus (FMV35S). All of these promoters have been used to create various types of DNA constructs which have been expressed in plants; see, e.g., PCT publication WO 84/02913 (Rogers et al., Monsanto).

Promoters which are known or are found to cause transcription of DNA in plant cells can be used in the present invention. Such promoters may be obtained from a variety of sources such as plants and plant DNA viruses and include, but

are not limited to, the CaMV35S and FMV35S promoters and promoters isolated from plant genes such as ssRUBISCO genes. As described below, it is preferred that the particular promoter selected should be capable of causing sufficient expression to result in the production of an effective amount of a Class II EPSPS to render the plant substantially tolerant to glyphosate herbicides. The amount of Class II EPSPS needed to induce the desired tolerance may vary with the plant species. It is preferred that the promoters utilized have relatively high expression in all meristematic tissues in addition to other tissues inasmuch as it is now known that glyphosate is translocated and accumulated in this type of plant tissue. Alternatively, a combination of chimeric genes can be used to cumulatively result in the necessary overall expression level of the selected Class II EPSPS enzyme to result in the glyphosate tolerant phenotype.

The mRNA produced by a DNA construct of the present invention also contains a 5' non-translated leader sequence. This sequence can be derived from the promoter selected to express the gene, and can be specifically modified so as to increase translation of the mRNA. The 5' non-translated regions can also be obtained from viral RNAs, from suitable eukaryotic genes, or from a synthetic gene sequence. The present invention is not limited to constructs, as presented in the following examples, wherein the non-translated region is derived from both the 5' non-translated sequence that accompanies the promoter sequence and part of the 5' non-translated region of the virus coat protein gene. Rather, the non-translated leader sequence can be derived from an unrelated promoter or coding sequence as discussed above.

A preferred promoter for use in the present invention is the full-length transcript (SEQ ID NO:1) promoter from the

figwort mosaic virus (FMV35S) which functions as a strong and uniform promoter with particularly good expression in meristematic tissue for chimeric genes inserted into plants, particularly dicotyledons. The resulting transgenic plant in general expresses the protein encoded by the inserted gene at a higher and more uniform level throughout the tissues and cells of the transformed plant than the same gene driven by an enhanced CaMV35S promoter. Referring to Figure 1, the DNA sequence (SEQ ID NO:1) of the FMV35S promoter is located between nucleotides 6368 and 6930 of the FMV genome. A 5' non-translated leader sequence is preferably coupled with the promoter. The leader sequence can be from the FMV35S genome itself or can be from a source other than FMV35S.

The 3' non-translated region of the chimeric plant gene contains a polyadenylation signal which functions in plants to cause the addition of polyadenylate nucleotides to the 3' end of the viral RNA. Examples of suitable 3' regions are (1) the 3' transcribed, non-translated regions containing the polyadenylated signal of *Agrobacterium* tumor-inducing (Ti) plasmid genes, such as the nopaline synthase (NOS) gene, and (2) plant genes like the soybean storage protein genes and the small subunit of the ribulose-1,5-bisphosphate carboxylase (ssRUBISCO) gene. An example of a preferred 3' region is that from the ssRUBISCO gene from pea (E9), described in greater detail below.

The DNA constructs of the present invention also contain a structural coding sequence in double-stranded DNA form which encodes a glyphosate tolerant, highly efficient Class II EPSPS enzyme.

Identification of glyphosate tolerant, highly efficient EPSPS enzymes

In an attempt to identify and isolate glyphosate tolerant, highly efficient EPSPS enzymes, kinetic analysis of the EPSPS enzymes from a number of bacteria exhibiting tolerance to glyphosate or that had been isolated from suitable sources was undertaken. It was discovered that in some cases the EPSPS enzymes showed no tolerance to inhibition by glyphosate and it was concluded that the tolerance phenotype of the bacterium was due to an impermeability to glyphosate or other factors. In a number of cases, however, microorganisms were identified whose EPSPS enzyme showed a greater degree of tolerance to inhibition by glyphosate and that displayed a low K_m for PEP when compared to that previously reported for other microbial and plant sources. The EPSPS enzymes from these microorganisms were then subjected to further study and analysis.

Table I displays the data obtained for the EPSPS enzymes identified and isolated as a result of the above described analysis. Table I includes data for three identified Class II EPSPS enzymes that were observed to have a high tolerance to inhibition to glyphosate and a low K_m for PEP as well as data for the native Petunia EPSPS and a glyphosate tolerant variant of the Petunia EPSPS referred to as GA101. The GA101 variant is so named because it exhibits the substitution of an alanine residue for a glycine residue at position 101 (with respect to Petunia) in the invariant region. When the change introduced into the Petunia EPSPS (GA101) was introduced into a number of other EPSPS enzymes, similar changes in kinetics were observed, an elevation of the K_i for glyphosate and of the K_m for PEP.

Table I Kinetic characterization of EPSPS enzymes

ENZYME SOURCE	K_m PEP (μM)	K_i Glyphosate (μM)	K_i/K_m
Petunia	5	0.4	0.08
Petunia GA101	200	2000	10
PG2982	2.1-3.1[1]	25-82	~8-40
LBAA	~7.3-8[2]	60 (est)	~7.9
CP4	12[3]	2720	227

1 Range of PEP tested = 1-40 μM
2 Range of PEP tested = 5-80 μM
3 Range of PEP tested = 1.5-40 μM

The *Agrobacterium* sp. strain CP4 was initially identified by its ability to grow on glyphosate as a carbon source (10 mM) in the presence of 1 mM phosphate. The strain CP4 was identified from a collection obtained from a fixed-bed immobilized cell column that employed Mannville R-635 diatomaceous earth beads. The column had been run for three months on a waste-water feed from a glyphosate production plant. The column contained 50 mg/ml glyphosate and NH_3 as NH_4Cl. Total organic carbon was 300 mg/ml and BOD's (Biological Oxygen Demand - a measure of "soft" carbon availability) were less than 30 mg/ml. This treatment column has been described (Heitkamp et al., 1990). Dworkin-Foster minimal salts medium containing glyphosate at 10 mM and with phosphate at 1 mM was used to select for microbes from a wash of this column that were capable of growing on glyphosate as sole carbon source. Dworkin-Foster minimal medium was made up by combining in 1 liter (with autoclaved

H_2O), 1 ml each of A, B and C and 10 ml of D (as per below) and thiamine HCl (5 mg).

A. D-F Salts (1000X stock; per 100 ml; autoclaved):

H_3BO_3	1 mg
$MnSO_4.7H_2O$	1 mg
$ZnSO_4.7H_2O$	12.5 mg
$CuSO_4.5H_2O$	8 mg
$NaMoO_3.3H_2O$	1.7 mg

B. $FeSO_4.7H_20$ (1000X stock; per 100 ml; autoclaved)

0.1 g

C. $MgSO_4.7H_2O$ (1000X stock; per 100 ml; autoclaved)

20 g

D. $(NH_4)_2SO_4$ (100X stock; per 100 ml; autoclaved)

20 g

Yeast Extract (YE; Difco) was added to a final concentration of 0.01 or 0.001%. The strain CP4 was also grown on media composed of D-F salts, amended as described above, containing glucose, gluconate and citrate (each at 0.1 %) as carbon sources and with inorganic phosphate (0.2 - 1.0 mM) as the phosphorous source.

Other Class II EPSPS containing microorganisms were identified as *Achromobacter* sp. strain LBAA, which was from a collection of bacteria previously described (Hallas et al., 1988), and *Pseudomonas* sp. strain PG2982 which has been

described in the literature (Moore et al. 1983; Fitzgibbon 1988). It had been reported previously, from measurements in crude lysates, that the EPSPS enzyme from strain PG2982 was less sensitive to inhibition to glyphosate than that of *E. coli*, but there has been no report of the details of this lack of sensitivity and there has been no report on the K_m for PEP for this enzyme or of the DNA sequence for the gene for this enzyme (Fitzgibbon, 1988; Fitzgibbon and Braymer, 1990).

Relationship of the Class II EPSPS to those previously studied

All EPSPS proteins studied to date have shown a remarkable degree of homology. For example, bacterial and plant EPSPS's are about 54% identical and with similarity as high as 80%. Within bacterial EPSPS's and plant EPSPS's themselves the degree of identity and similarity is much greater (see Table II).

Table II Comparison between exemplary Class I EPSPS protein sequences[1]

	similarity	identity
E. coli vs. *S. typhimurium*	93.0	88.3
P. hybrida vs. *E. coli*	71.9	54.5
P. *hybrida* vs. Tomato	92.8	88.2

1 The EPSPS sequences compared here were obtained from the following references: *E. coli*, Rogers et al., 1983; *S. typhimurium*, Stalker et al., 1985; *Petunia hybrida*, Shah et al., 1986; and Tomato, Gasser et al., 1988.

When crude extracts of CP4 and LBAA bacteria (50 µg protein) were probed using rabbit anti-EPSPS antibody (Padgette et

al. 1987) to the Petunia EPSPS protein in a Western analysis, no positive signal could be detected, even with extended exposure times (Protein A - ^{125}I development system) and under conditions where the control EPSPS (Petunia EPSPS, 20 ng; a Class I EPSPS) was readily detected. The presence of EPSPS activity in these extracts was confirmed by enzyme assay. This surprising result, indicating a lack of similarity between the EPSPS's from these bacterial isolates and those previously studied, coupled with the combination of a low K_m for PEP and a high K_i for glyphosate, illustrates that these new EPSPS enzymes are different from known EPSPS enzymes (now referred to as Class I EPSPS).

Glyphosate Tolerant Enzymes in Microbial Isolates

For clarity and brevity of disclosure, the following description of the isolation of genes encoding Class II EPSPS enzymes is directed to the isolation of such a gene from a bacterial isolate. Those skilled in the art will recognize that the same or similar strategy can be utilized to isolate such genes from other microbial isolates, plant or fungal sources.

Cloning of the *Agrobacterium* sp. strain CP4 EPSPS Gene(s) in *E. coli*

Having established the existence of a suitable EPSPS in *Agrobacterium* sp. strain CP4, two parallel approaches were undertaken to clone the gene: cloning based on the expected phenotype for a glyphosate tolerant EPSPS; and purification of the enzyme to provide material to raise antibodies and to obtain amino acid sequences from the protein to facilitate the verification of clones. Cloning and genetic techniques, unless otherwise indicated, are generally those described in Maniatis et al., 1982 or

Sambrook et al., 1987. The cloning strategy was as follows: introduction of a cosmid bank of strain *Agrobacterium* sp. strain CP4 into *E. coli* and selection for the EPSPS gene by selection for growth on inhibitory concentrations of glyphosate.

Chromosomal DNA was prepared from strain *Agrobacterium* sp. strain CP4 as follows: The cell pellet from a 200 ml L-Broth (Miller, 1972), late log phase culture of *Agrobacterium* sp. strain CP4 was resuspended in 10 ml of Solution I; 50 mM Glucose, 10 mM EDTA, 25 mM Tris -CL pH 8.0 (Birnboim and Doly, 1979). SDS was added to a final concentration of 1% and the suspension was subjected to three freeze-thaw cycles, each consisting of immersion in dry ice for 15 minutes and in water at 70°C for 10 minutes. The lysate was then extracted four times with equal volumes of phenol:chloroform (1:1; phenol saturated with TE; TE = 10 mM Tris pH8.0; 1.0 mM EDTA) and the phases separated by centrifugation (15000g; 10 minutes). The ethanol-precipitable material was pelleted from the supernatant by brief centrifugation (8000g; 5 minutes) following addition of two volumes of ethanol. The pellet was resuspended in 5 ml TE and dialyzed for 16 hours at 4°C against 2 liters TE. This preparation yielded a 5 ml DNA solution of 552 µg/ml.

Partially-restricted DNA was prepared as follows. Three 100 µg aliquot samples of CP4 DNA were treated for 1 hour at 37°C with restriction endonuclease *Hin*dIII at rates of 4, 2 and 1 enzyme unit/µg DNA, respectively. The DNA samples were pooled, made 0.25 mM with EDTA and extracted with an equal volume of phenol:chloroform. Following the addition of sodium acetate and ethanol, the DNA was precipitated with two volumes of ethanol and pelleted by centrifugation (12000 g; 10 minutes). The dried DNA pellet was resuspended in 500 µl TE and layered on a 10-40% Sucrose gradient (in 5% increments of 5.5 ml each) in 0.5 M

NaCl, 50 mM Tris pH8.0, 5 mM EDTA. Following centrifugation for 20 hours at 26,000 rpm in a SW28 rotor, the tubes were punctured and ~1.5 ml fractions collected. Samples (20 µl) of each second fraction were run on 0.7% agarose gel and the size of the DNA determined by comparison with linearized lambda DNA and *Hin*dIII-digested lambda DNA standards. Fractions containing DNA of 25-35 kb fragments were pooled, desalted on AMICON10 columns (7000 rpm; 20°C; 45 minutes) and concentrated by precipitation. This procedure yielded 15 µg of CP4 DNA of the required size. A cosmid bank was constructed using the vector pMON17020. This vector, a map of which is presented in Figure 2, is based on the pBR327 replicon and contains the spectinomycin/streptomycin (Sp^r;*spc*) resistance gene from Tn7 (Fling et al., 1985), the chloramphenicol resistance gene (Cm^r;*cat*) from Tn*9* (Alton et al., 1979), the gene*10* promoter region from phage T7 (Dunn et al., 1983), and the 1.6 kb *Bgl*II phage lambda *cos* fragment from pHC79 (Hohn and Collins, 1980). A number of cloning sites are located downstream of the *cat* gene. Since the predominant block to the expression of genes from other microbial sources in *E. coli* appears to be at the level of transcription, the use of the T7 promoter and supplying the T7 polymerase *in trans* from the pGP1-2 plasmid (Tabor and Richardson, 1985), enables the expression of large DNA segments of foreign DNA, even those containing RNA polymerase transcription termination sequences. The expression of the *spc* gene is impaired by transcription from the T7 promoter such that only Cm^r can be selected in strains containing pGP1-2. The use of antibiotic resistances such as Cm resistance which do not employ a membrane component is preferred due to the observation that high level expression of resistance genes that involve a membrane component, i.e. ß-lactamase and Amp resistance, give rise to a glyphosate tolerant

phenotype. Presumably, this is due to the exclusion of glyphosate from the cell by the membrane localized resistance protein. It is also preferred that the selectable marker be oriented in the same direction as the T7 promoter.

The vector was then cut with *Hin*dIII and treated with calf alkaline phosphatase (CAP) in preparation for cloning. Vector and target sequences were ligated by combining the following:

Vector DNA (*Hin*dIII/CAP)	3 μg
Size fractionated CP4 *Hin*dIII fragments	1.5 μg
10X ligation buffer	2.2 μl
T4 DNA ligase (New England Biolabs) (400 U/μl)	1.0 μl

and adding H_2O to 22.0 μl. This mixture was incubated for 18 hours at 16°C. 10X ligation buffer is 250 mM Tris-HCl, pH 8.0; 100 mM $MgCl_2$; 100 mM Dithiothreitol; 2 mM Spermidine. The ligated DNA (5 μl) was packaged into lambda phage particles (Stratagene; Gigapack Gold) using the manufacturer's procedure.

A sample (200 μl) of *E. coli* HB101 (Boyer and Rolland-Dussoix, 1973) containing the T7 polymerase expression plasmid pGP1-2 (Tabor and Richardson, 1985) and grown overnight in L-Broth (with maltose at 0.2% and kanamycin at 50 μg/ml) was infected with 50 μl of the packaged DNA. Transformants were selected at 30°C on M9 (Miller, 1972) agar containing kanamycin (50 μg/ml), chloramphenicol (25 μg/ml), L-proline (50 μg/ml), L-leucine (50 μg/ml) and B1 (5 μg/ml), and with glyphosate at 3.0 mM. Aliquot samples were also plated on the same media lacking glyphosate to titer the packaged cosmids. Cosmid transformants were isolated on this latter medium at a

rate of ~5 x 10^5 per µg CP4 *Hin*dIII DNA after 3 days at 30°C. Colonies arose on the glyphosate agar from day 3 until day 15 with a final rate of ~1 per 200 cosmids. DNA was prepared from 14 glyphosate tolerant clones and, following verification of this phenotype, was transformed into *E. coli* GB100/pGP1-2 (*E. coli* GB100 is an *aroA* derivative of MM294 [Talmadge and Gilbert, 1980]) and tested for complementation for growth in the absence of added aromatic amino acids and aminobenzoic acids. Other *aroA* strains such as SR481 (Bachman et al. 1980; Padgette et al., 1987), could be used and would be suitable for this experiment. The use of GB100 is merely exemplary and should not be viewed in a limiting sense. This *aroA* strain usually requires that growth media be supplemented with L-phenylalanine, L-tyrosine and L-tryptophan each at 100 µg/ml and with para–hydroxybenzoic acid, 2,3–dihydroxybenzoic acid and para-aminobenzoic acid each at 5 µg/ml for growth in minimal media. Of the fourteen cosmids tested only one showed complementation of the *aroA*- phenotype. Transformants of this cosmid, pMON17076, showed weak but uniform growth on the unsupplemented minimal media after 10 days.

The proteins encoded by the cosmids were determined *in vivo* using a T7 expression system (Tabor and Richardson, 1985). Cultures of *E. coli* containing pGP1-2 (Tabor and Richardson, 1985) and test and control cosmids were grown at 30°C in L-broth (2 ml) with chloramphenicol and kanamycin (25 and 50 µg/ml, respectively) to a Klett reading of ~ 50. An aliquot was removed and the cells collected by centrifugation, washed with M9 salts (Miller, 1972) and resuspended in 1 ml M9 medium containing glucose at 0.2%, thiamine at 20 µg/ml and containing the 18 amino acids at 0.01% (minus cysteine and methionine). Following incubation at 30°C for 90 minutes, the cultures were

transferred to a 42°C water bath and held there for 15 minutes. Rifampicin (Sigma) was added to 200 μg/ml and the cultures held at 42°C for 10 additional minutes and then transferred to 30°C for 20 minutes. Samples were pulsed with 10 μCi of ^{35}S-methionine for 5 minutes at 30°C. The cells were collected by centrifugation and suspended in 60-120 μl cracking buffer (60 mM Tris-HCl 6.8, 1% SDS, 1% 2-mercaptoethanol, 10% glycerol, 0.01% bromophenol blue). Aliquot samples were electrophoresed on 12.5% SDS-PAGE and following soaking for 60 minutes in 10 volumes of Acetic Acid-Methanol–water (10:30:60), the gel was soaked in ENLIGHTNING ™ (DUPONT) following manufacturer's directions, dried, and exposed at -70°C to X-Ray film. Proteins of about 45 kd in size, labeled with ^{35}S-methionine, were detected in number of the cosmids, including pMON17076.

Purification of EPSPS from *Agrobacterium* sp. strain CP4

All protein purification procedures were carried out at 3-5°C. EPSPS enzyme assays were performed using either the phosphate release or radioactive HPLC method, as previously described in Padgette et al. 1987, using 1 mM phosphoenol pyruvate (PEP, Boehringer) and 2 mM shikimate-3-phosphate (S3P) substrate concentrations. For radioactive HPLC assays, ^{14}C-PEP (Amersham) was utilized. S3P was synthesized as previously described in Wibbenmeyer et al. 1988. N-terminal amino acid sequencing was performed by loading samples onto a Polybrene precycled filter in aliquots while drying. Automated Edman degradation chemistry was used to determine the N-terminal protein sequence, using an Applied Biosytems Model 470A gas phase sequencer (Hunkapiller et al. 1983) with an Applied Biosystems 120A PTH analyzer.

Five 10-litre fermentations were carried out on a spontaneous "smooth" isolate of strain CP4 that displayed less clumping when grown in liquid culture. This reduced clumping and smooth colony morphology may be due to reduced polysaccharide production by this isolate. In the following section dealing with the purification of the EPSPS enzyme, CP4 refers to the "smooth" isolate - CP4-S1. The cells from the three batches showing the highest specific activities were pooled. Cell paste of *Agrobacterium* sp. CP4 (300 g) was washed twice with 0.5 L of 0.9% saline and collected by centrifugation (30 minutes, 8000 rpm in a GS3 Sorvall rotor). The cell pellet was suspended in 0.9 L extraction buffer (100 mM TrisCl, 1 mM EDTA, 1 mM BAM (Benzamidine), 5 mM DTT, 10% glycerol, pH 7.5) and lysed by 2 passes through a Manton Gaulin cell. The resulting solution was centrifuged (30 minutes, 8000 rpm) and the supernatant was treated with 0.21 L of 1.5% protamine sulfate (in 100 mM TrisCl, pH 7.5, 0.2% w/v final protamine sulfate concentration). After stirring for 1 hour, the mixture was centrifuged (50 minutes, 8000 rpm) and the resulting supernatant treated with solid ammonium sulfate to 40% saturation and stirred for 1 hour. After centrifugation (50 minutes, 8000 rpm), the resulting supernatant was treated with solid ammonium sulfate to 70% saturation, stirred for 50 minutes, and the insoluble protein was collected by centrifugation (1 hour, 8000 rpm). This 40-70% ammonium sulfate fraction was then dissolved in extraction buffer to give a final volume of 0.2 L, and dialyzed twice (Spectrum 10,000 MW cutoff dialysis tubing) against 2 L of extraction buffer for a total of 12 hours.

To the resulting dialyzed 40-70% ammonium sulfate fraction (0.29 L) was added solid ammonium sulfate to give a final concentration of 1 M. This material was loaded (2 ml/min) onto a

column (5 cm x 15 cm, 295 ml) packed with phenyl Sepharose CL-4B (Pharmacia) resin equilibrated with extraction buffer containing 1 M ammonium sulfate, and washed with the same buffer (1.5 L, 2 ml/min). EPSPS was eluted with a linear gradient of extraction buffer going from 1 M to 0.00 M ammonium sulfate (total volume of 1.5 L, 2 ml/min). Fractions were collected (20 ml) and assayed for EPSPS activity by the phosphate release assay. The fractions with the highest EPSPS activity (fractions 36-50) were pooled and dialyzed against 3 x 2 L (18 hours) of 10 mM TrisCl, 25 mM KCl, 1 mM EDTA, 5 mM DTT, 10% glycerol, pH 7.8.

The dialyzed EPSPS extract (350 ml) was loaded (5 ml/min) onto a column (2.4 cm x 30 cm, 136 ml) packed with Q-Sepharose Fast Flow (Pharmacia) resin equilibrated with 10 mM TrisCl, 25 mM KCl, 5 mM DTT, 10% glycerol, pH 7.8 (Q Sepharose buffer), and washed with 1 L of the same buffer. EPSPS was eluted with a linear gradient of Q Sepharose buffer going from 0.025 M to 0.40 M KCl (total volume of 1.4 L, 5 ml/min). Fractions were collected (15 ml) and assayed for EPSPS activity by the phosphate release assay. The fractions with the highest EPSPS activity (fractions 47-60) were pooled and the protein was precipitated by adding solid ammonium sulfate to 80% saturation and stirring for 1 hour. The precipitated protein was collected by centrifugation (20 minutes, 12000 rpm in a GSA Sorvall rotor), dissolved in Q Sepharose buffer (total volume of 14 ml), and dialyzed against the same buffer (2 x 1 L, 18 hours).

The resulting dialyzed partially purified EPSPS extract (19 ml) was loaded (1.7 ml/min) onto a Mono Q 10/10 column (Pharmacia) equilibrated with Q Sepharose buffer, and washed with the same buffer (35 ml). EPSPS was eluted with a linear gradient of 0.025 M to 0.35 M KCl (total volume of 119 ml, 1.7 ml/min). Fractions were collected (1.7 ml) and assayed for EPSPS

activity by the phosphate release assay. The fractions with the highest EPSPS activity (fractions 30-37) were pooled (6 ml).

The Mono Q pool was made 1 M in ammonium sulfate by the addition of solid ammonium sulfate and 2 ml aliquots were chromatographed on a Phenyl Superose 5/5 column (Pharmacia) equilibrated with 100 mM TrisCl, 5 mM DTT, 1 M ammonium sulfate, 10% glycerol, pH 7.5 (Phenyl Superose buffer). Samples were loaded (1 ml/min), washed with Phenyl Superose buffer (10 ml), and eluted with a linear gradient of Phenyl Superose buffer going from 1 M to 0.00 M ammonium sulfate (total volume of 60 ml, 1 ml/min). Fractions were collected (1 ml) and assayed for EPSPS activity by the phosphate release assay. The fractions from each run with the highest EPSPS activity (fractions ~36-40) were pooled together (10 ml, 2.5 mg protein). For N-terminal amino acid sequence determination, a portion of one fraction (#39 from run 1) was dialyzed against 50 mM $NaHCO_3$ (2 x 1 L). The resulting pure EPSPS sample (0.9 ml, 77 μg protein) was found to exhibit a single N-terminal amino acid sequence of: XH(G)ASSRPATARKSS(G)LX(G)(T)V(R)IPG(D)(K)(M) (SEQ ID NO:18).

In this and all amino acid sequences to follow, the standard single letter nomenclature is used. All peptide structures represented in the following description are shown in conventional format wherein the amino group at the N-terminus appears to the left and the carboxyl group at the C-terminus at the right. Likewise, amino acid nomenclature for the naturally occurring amino acids found in protein is as follows: alanine (Ala;A), asparagine (Asn;N), aspartic acid (Asp;D), arginine (Arg;R), cysteine (Cys;C), glutamic acid (Glu;E), glutamine (Gln;Q), glycine (Gly;G), histidine (His;H), isoleucine (Ile;I), leucine (Leu;L), lysine (Lys;K), methionine (Met;M), phenylalanine (Phe;F), proline (Pro;P), serine (Ser;S), threonine

(Thr;T), tryptophan (Trp;W), tyrosine (Tyr;Y), and valine (Val;V). An "X" is used when the amino acid residue is unknown and parentheses designate that an unambiguous assignment is not possible and the amino acid designation within the parentheses is the most probable estimate based on known information.

The remaining Phenyl Superose EPSPS pool was dialyzed against 50 mM TrisCl, 2 mM DTT, 10 mM KCl, 10% glycerol, pH 7.5 (2 x 1 L). An aliquot (0.55 ml, 0.61 mg protein) was loaded (1 ml/min) onto a Mono Q 5/5 column (Pharmacia) equilibrated with Q Sepharose buffer, washed with the same buffer (5 ml), and eluted with a linear gradient of Q Sepharose buffer going from 0-0.14 M KCl in 10 minutes, then holding at 0.14 M KCl (1 ml/min). Fractions were collected (1 ml) and assayed for EPSPS activity by the phosphate release assay and were subjected to SDSPAGE (10-15%, Phast System, Pharmacia, with silver staining) to determine protein purity. Fractions exhibiting a single band of protein by SDS-PAGE (22-25, 222 μg) were pooled and dialyzed against 100 mM ammonium bicarbonate, pH 8.1 (2 x 1 L, 9 hours).

Tryspinolysis and peptide sequencing of *Agrobacterium* sp strain CP4 EPSPS

To the resulting pure *Agrobacterium* sp. strain CP4 EPSPS (111 μg) was added 3 μg of trypsin (Calbiochem), and the trypsinolysis reaction was allowed to proceed for 16 hours at 37°C. The tryptic digest was then chromatographed (1ml/min) on a C18 reverse phase HPLC column (Vydac) as previously described in Padgette et al. 1988 for *E. coli* EPSPS. For all peptide purifications, 0.1% trifluoroacetic acid (TFA, Pierce) was designated buffer "RP-A" and 0.1% TFA in acetonitrile was buffer "RP-B". The gradient used for elution of the trypsinized *Agrobacterium* sp. CP4

EPSPS was: 0-8 minutes, 0% RP-B; 8-28 minutes, 0-15% RP-B; 28-40 minutes, 15-21% RP-B; 40-68 minutes, 21-49% RP-B; 68-72 minutes, 49-75% RP-B; 72-74 minutes, 75-100% RP-B. Fractions were collected (1 ml) and, based on the elution profile at 210 nm, at least 70 distinct peptides were produced from the trypsinized EPSPS. Fractions 40-70 were evaporated to dryness and redissolved in 150 µl each of 10% acetonitrile, 0.1% trifluoroacetic acid.

The fraction 61 peptide was further purified on the C18 column by the gradient: 0-5 minutes, 0% RP-B; 5-10 minutes, 0-38% RP-B; 10-30 minutes, 38-45% B. Fractions were collected based on the UV signal at 210 nm. A large peptide peak in fraction 24 eluted at 42% RP-B and was dried down, resuspended as described above, and rechromatographed on the C18 column with the gradient: 0-5 minutes, 0% RP-B; 5-12 min, 0-38% RP-B; 12-15 min, 38-39% RP-B; 15-18 minutes, 39% RP-B; 18-20 minutes, 39-41% RP-B; 20-24 minutes, 41% RP-B; 24-28 minutes, 42% RP-B. The peptide in fraction 25, eluting at 41% RP-B and designated peptide 61-24-25, was subjected to N-terminal amino acid sequencing, and the following sequence was determined:

APSM(I)(D)EYPILAV (SEQ ID NO:19).

The CP4 EPSPS fraction 53 tryptic peptide was further purified by C18 HPLC by the gradient 0% B (5 minutes), 0-30% B (5-17 minutes), 30-40% B (17-37 minutes). The peptide in fraction 28, eluting at 34% B and designated peptide 53-28, was subjected to N-terminal amino acid sequencing, and the following sequence was determined:

ITGLLEGEDVINTGK (SEQ ID NO: 20).

In order to verify the CP4 EPSPS cosmid clone, a number of oligonucleotide probes were designed on the basis of the

sequence of two of the tryptic sequences from the CP4 enzyme (Table III). The probe identified as MID was very low degeneracy and was used for initial screening. The probes identified as EDV-C and EDV-T were based on the same amino acid sequences and differ in one position (underlined in Table III below) and were used as confirmatory probes, with a positive to be expected only from one of these two probes. In the oligonucleotides below, alternate acceptable nucleotides at a particular position are designated by a "/" such as A/C/T.

Table III Selected CP4 EPSPS peptide sequences and DNA probes

PEPTIDE 61-24-25 APSM(I)(D)EYPILAV (SEQ ID NO:19)
Probe MID; 17-mer; mixed probe; 24-fold degenerate
ATGATA/C/TGAC/TGAG/ATAC/TCC (SEQ ID NO:21)
PEPTIDE 53-28 ITGLLEGEDVINTGK (SEQ ID NO:20)
Probe EDV-C; 17-mer; mixed probe; 48-fold degenerate
GAA/GGAC/TGTA/C/G/TATA/C/TAACAC (SEQ ID NO:22)
Probe EDV-T; 17-mer; mixed probe; 48-fold degenerate
GAA/GGAC/TGTA/C/G/TATA/C/TAATAC (SEQ ID NO:23)

The probes were labeled using gamma-^{32}P-ATP and polynucleotide kinase. DNA from fourteen of the cosmids described above was restricted with *Eco*RI, transferred to membrane and probed with the olignucleotide probes. The conditions used were as follows: prehybridization was carried out in 6X SSC, 10X Denhardt's for 2-18 hour periods at 60°C, and hybridization was for 48-72 hours in 6X SSC, 10X Denhardt's, 100 µg/ml tRNA at 10°C below the T_d for the probe. The T_d of the probe was approximated by the formula 2°C x (A+T) + 4°C x (G+C). The

filters were then washed three times with 6X SSC for ten minutes each at room temperature, dried and autoradiographed. Using the MID probe, an ~9.9 kb fragment in the pMON17076 cosmid gave the only positive signal. This cosmid DNA was then probed with the EDV-C (SEQ ID NO:22) and EDV-T (SEQ ID NO:23) probes separately and again this ~9.9 kb band gave a signal and only with the EDV-T probe.

The combined data on the glyphosate tolerant phenotype, the complementation of the *E. coli aroA*- phenotype, the expression of a ~45 Kd protein, and the hybridization to two probes derived from the CP4 EPSPS amino acid sequence strongly suggested that the pMON17076 cosmid contained the EPSPS gene.

Localization and subcloning of the CP4 EPSPS gene

The CP4 EPSPS gene was further localized as follows: a number of additional Southern analyses were carried out on different restriction digests of pMON17076 using the MID (SEQ ID NO:21) and EDV-T (SEQ ID NO:23) probes separately. Based on these analyses and on subsequent detailed restriction mapping of the pBlueScript (Stratagene) subclones of the ~9.9 kb fragment from pMON17076, a 3.8 kb *Eco*RI-*Sal*I fragment was identified to which both probes hybridized. This analysis also showed that MID (SEQ ID NO:21) and EDV-T (SEQ ID NO:23) probes hybridized to different sides of *Bam*HI, *Cla*I, and *Sac*II sites. This 3.8 kb fragment was cloned in both orientations in pBlueScript to form pMON17081 and pMON17082. The phenotypes imparted to *E. coli* by these clones were then determined. Glyphosate tolerance was determined following transformation into *E. coli* MM294 containing pGP1-2 (pBlueScript also contains a T7 promoter) on M9 agar media containing glyphosate at 3 mM. Both pMON17081 and pMON17082 showed glyphosate tolerant colonies at three days

at 30°C at about half the size of the controls on the same media lacking glyphosate. This result suggested that the 3.8 kb fragment contained an intact EPSPS gene. The apparent lack of orientation-dependence of this phenotype could be explained by the presence of the T7 promoter at one side of the cloning sites and the *lac* promoter at the other. The *aroA* phenotype was determined in transformants of *E. coli* GB100 on M9 agar media lacking aromatic supplements. In this experiment, carried out with and without the *Plac* inducer IPTG, pMON17082 showed much greater growth than pMON17081, suggesting that the EPSPS gene was expressed from the *Sal*I site towards the *Eco*RI site.

Nucleotide sequencing was begun from a number of restriction site ends, including the *Bam*HI site discussed above. Sequences encoding protein sequences that closely matched the N-terminus protein sequence and that for the tryptic fragment 53-28 (SEQ ID NO:20) (the basis of the EDV-T probe) (SEQ ID NO:23)were localized to the *Sal*I side of this *Bam*HI site. These data provided conclusive evidence for the cloning of the CP4 EPSPS gene and for the direction of transcription of this gene. These data coupled with the restriction mapping data also indicated that the complete gene was located on an ~2.3 kb *Xho*I fragment and this fragment was subcloned into pBlueScript. The nucleotide sequence of almost 2 kb of this fragment was determined by a combination of sequencing from cloned restriction fragments and by the use of specific primers to extend the sequence. The nucleotide sequence of the CP4 EPSPS gene and flanking regions is shown in Figure 3 (SEQ ID NO:2). The sequence corresponding to peptide 61-24-25 (SEQ ID NO:19) was also located. The sequence was determined using both the Sequenase kit from IBI (International Biotechnologies Inc.) and the T7 sequencing /Deaza Kit from Pharmacia.

That the cloned gene encoded the EPSPS activity purified from the *Agrobacterium* sp. strain CP4 was verified in the following manner: By a series of site directed mutageneses, *Bgl*II and *Nco*I sites were placed at the N-terminus with the fMet contained within the *Nco*I recognition sequence, the first internal *Nco*I site was removed (the second internal *Nco*I site was removed later), and a *Sac*I site was placed after the stop codons. At a later stage the internal *Not*I site was also removed by site-directed mutagenesis. The following list includes the primers for the site-directed mutagenesis (addition or removal of restriction sites) of the CP4 EPSPS gene. Mutagenesis was carried out by the procedures of Kunkel et al. (1987), essentially as described in Sambrook et al. (1989).

PRIMER BgNc (addition of *Bgl*II and *Nco*I sites to N-terminus)
CGTGGATAGATCTAGGAAGACAACCATGGCTCACGGTC
(SEQ ID NO:24)

PRIMER Sph2 (addition of *Sph*I site to N-terminus)
GGATAGATTAAGGAAGACGCGCATGCTTCACGGTGCAAGC
AGCC (SEQ ID NO:25)

PRIMER S1 (addition of *Sac*I site immediately after stop codons)
GGCTGCCTGATGAGCTCCACAATCGCCATCGATGG
(SEQ ID NO:26)

PRIMER N1 (removal of internal *Not*I recognition site)
CGTCGCTCGTCGTGCGTGGCCGCCCTGACGGC
(SEQ ID NO:27)

PRIMER Nco1 (removal of first internal *Nco*I recognition site)
CGGGCAAGGCCATGCAGGCTATGGGCGCC (SEQ ID NO:28)

PRIMER Nco2 (removal of second internal *Nco*I recognition site)
CGGGCTGCCGCCTGACTATGGGCCTCGTCGG (SEQ ID NO:29)

This CP4 EPSPS gene was then cloned as a *Nco*I-*Bam*HI N-terminal fragment plus a *Bam*HI-*Sac*I C-terminal fragment into a *PrecA-gene10L* expression vector similar to those described (Wong et al., 1988; Olins et al., 1988) to form pMON17101. The K_m for PEP and the K_i for glyphosate were determined for the EPSPS activity in crude lysates of pMON17101/GB100 transformants following induction with nalidixic acid (Wong et al., 1988) and found to be the same as that determined for the purified and crude enzyme preparations from *Agrobacterium* sp. strain CP4.

Characterization of the EPSPS gene from *Achromobacter* sp. strain LBAA and from *Pseudomonas* sp. strain PG2982

A cosmid bank of partially *Hin*dIII-restricted LBAA DNA was constructed in *E. coli* MM294 in the vector pHC79 (Hohn and Collins, 1980). This bank was probed with a full length CP4 EPSPS gene probe by colony hybridization and positive clones were identified at a rate of ~1 per 400 cosmids. The LBAA EPSPS gene was further localized in these cosmids by Southern analysis. The gene was located on an ~2.8 kb *Xho*I fragment and by a series of sequencing steps, both from restriction fragment ends and by using the oligonucleotide primers from the sequencing of the CP4 EPSPS gene, the nucleotide sequence of the LBAA EPSPS gene was completed and is presented in Figure 4 (SEQ ID NO:4).

The EPSPS gene from PG2982 was also cloned. The EPSPS protein was purified, essentially as described for the CP4 enzyme, with the following differences: Following the Sepharose CL-4B column, the fractions with the highest EPSPS activity were pooled and the protein precipitated by adding solid ammonium sulfate to 85% saturation and stirring for 1 hour. The precipitated protein was collected by centrifugation, resuspended in Q Sepharose buffer and following dialysis against the same buffer was loaded onto the column (as for the CP4 enzyme). After purification on the Q Sepharose column, ~40 mg of protein in 100 mM Tris pH 7.8, 10% glycerol, 1 mM EDTA, 1 mM DTT, and 1 M ammonium sulfate, was loaded onto a Phenyl Superose (Pharmacia) column. The column was eluted at 1.0 ml/minutes with a 40 ml gradient from 1.0 M to 0.00 M ammonium sulfate in the above buffer.

Approximately 1.0 mg of protein from the active fractions of the Phenyl Superose 10/10 column was loaded onto a Pharmacia Mono P 5/10 Chromatofocusing column with a flow rate of 0.75 ml/minutes. The starting buffer was 25 mM bis-Tris at pH 6.3, and the column was eluted with 39 ml of Polybuffer 74, pH 4.0. Approximately 50 µg of the peak fraction from the Chromatofocusing column was dialyzed into 25 mM ammonium bicarbonate. This sample was then used to determine the N-terminal amino acid sequence.

The N-terminal sequence obtained was:

XHSASPKPATARRSE (where X = an unidentified residue) (SEQ ID NO:30). A number of degenerate oligonucleotide probes were designed based on this sequence and used to probe a library of PG2982 partial-*Hind*III DNA in the cosmid pHC79 (Hohn and Collins, 1980) by colony hybridization under nonstringent conditions. Final washing conditions were 15

minutes with 1X SSC, 0.1% SDS at 55°C. One probe with the sequence GCGGTBGCSGGYTTSGG (where B = C, G, or T; S = C or G, and Y = C or T) (SEQ ID NO:31) identified a set of cosmid clones.

The cosmid set identified in this way was made up of cosmids of diverse *Hind*III fragments. However, when this set was probed with the CP4 EPSPS gene probe, a cosmid containing the PG2982 EPSPS gene was identified (designated as cosmid 9C1 originally and later as pMON20107). By a series of restriction mappings and Southern analysis this gene was localized to a ~2.8 kb *Xho*I fragment and the nucleotide sequence of this gene was determined. This DNA sequence (SEQ ID NO:6) is shown in Figure 5. There are no nucleotide differences between the EPSPS gene sequences from LBAA (SEQ ID NO:4) and PG2982 (SEQ ID NO:6). The kinetic parameters of the two enzymes are within the range of experimental error.

A gene from PG2982 that imparts glyphosate tolerance in *E. coli* has been sequenced (Fitzgibbon, 1988; Fitzgibbon and Braymer, 1990). The sequence of the PG2982 EPSPS Class II gene shows no homology to the previously reported sequence suggesting that the glyphosate tolerant phenotype of the previous work is not related to EPSPS.

Alternative Isolation Protocols for Other Class II EPSPS Structural Genes

A number of Class II genes have been isolated and described here. It is clear that the initial gene cloning, that of the gene from CP4, was difficult due to the low degree of similarity between the Class I and Class II enzymes and genes. The identification of the other genes however was greatly facilitated by the use of this first gene as a probe. In the cloning of the LBAA

EPSPS gene, the CP4 gene probe allowed the rapid identification of cosmid clones and the localization of the intact gene to a small restriction fragment and some of the CP4 sequencing primers were also used to sequence the LBAA (and PG2982) EPSPS gene(s). The CP4 gene probe was also used to confirm the PG2982 gene clone. The high degree of similarity of the Class II EPSPS genes may be used to identify and clone additional genes in much the same way that Class I EPSPS gene probes have been used to clone other Class I genes. An example of the latter was in the cloning of the *A. thaliana* EPSPS gene using the *P. hybrida* gene as a probe (Klee et al., 1987).

Glyphosate tolerant EPSPS activity has been reported previously for EPSP synthases from a number of sources. These enzymes have not been characterized to any extent in most cases. The use of Class I and Class II EPSPS gene probes or antibody probes provide a rapid means of initially screening for the nature of the EPSPS and provide tools for the rapid cloning and characterization of the genes for such enzymes.

Two of the three genes described were isolated from bacteria that were isolated from a glyphosate treatment facility (Strains CP4 and LBAA). The third (PG2982) was from a bacterium that had been isolated from a culture collection strain. This latter isolation suggests that exposure to glyphosate may not be a prerequisite for the isolation of high glyphosate tolerant EPSPS enzymes and that the screening of collections of bacteria could yield additional isolates. It is possible to enrich for glyphosate degrading or glyphosate resistant microbial populations (Quinn et al., 1988; Talbot et al., 1984) in cases where it was felt that enrichment for such microorganisms would enhance the isolation frequency of Class II EPSPS microorganisms. Additional bacteria containing class II EPSPS gene have also been

identified. A bacterium called C12, isolated from the same treatment column beads as CP4 (see above) but in a medium in which glyphosate was supplied as both the carbon and phosphorus source, was shown by Southern analysis to hybridize with a probe consisting of the CP4 EPSPS coding sequence. This result, in conjunction with that for strain LBAA, suggests that this enrichment method facilitates the identification of Class II EPSPS isolates. New bacterial isolates containing Class II EPSPS genes have also been identified from environments other than glyphosate waste treatment facilities. An inoculum was prepared by extracting soil (from a recently harvested soybean field in Jerseyville, Illinois) and a population of bacteria selected by growth at 28°C in Dworkin-Foster medium containing glyphosate at 10 mM as a source of carbon (and with cycloheximide at 100 µg/ml to prevent the growth of fungi). Upon plating on L-agar media, five colony types were identified. Chromosomal DNA was prepared from 2ml L-broth cultures of these isolates and the presence of a Class II EPSPS gene was probed using a the CP4 EPSPS coding sequence probe by Southern analysis under stringent hybridization and washing conditions. One of the soil isolates, S2, was positive by this screen.

Relationships between different EPSPS genes

The deduced amino acid sequences of a number of Class I and the Class II EPSPS enzymes were compared using the Bestfit computer program provided in the UWGCG package (Devereux et al. 1984). The degree of similarity and identity as determined using this program is reported. The degree of similarity/identity determined within Class I and Class II protein sequences is remarkably high, for instance, comparing *E. coli* with *S. typhimurium* (similarity/identity = 93%/88%) and even

comparing *E. coli* with a plant EPSPS (*Petunia hybrida*; 72%/55%). This data is shown in Table IV. The comparison of sequences between Class I and Class II, however, shows only a very low degree of relatedness between the Classes (similarity/identity = 50-53%/23-30%). The display of the Bestfit analysis for the *E.coli* (SEQ ID NO:8) and CP4 (SEQ ID NO:3) sequences shows the positions of the conserved residues and is presented in Figure 6. Previous analyses of EPSPS sequences had noted the high degree of conservation of sequences of the enzymes and the almost invariance of sequences in two regions - the "20-35" and "95-107" regions (Gasser et al., 1988; numbered according to the Petunia EPSPS sequence) - and these regions are less conserved in the case of CP4 and LBAA when compared to Class I bacterial and plant EPSPS sequences (see Figure 6 for a comparison of the *E. coli* and CP4 EPSPS sequences with the *E. coli* sequence appearing as the top sequence in the Figure). The corresponding sequences in the CP4 Class II EPSPS are:
PGDKSISHRSFMFGGL (SEQ ID NO:32) and LDFGNAATGCRLT (SEQ ID NO:33).

These comparisons show that the overall relatedness of Class I and Class II is EPSPS proteins is low and that sequences in putative conserved regions have also diverged considerably.

In the CP4 EPSPS an alanine residue is present at the "glycine101" position. The replacement of the conserved glycine (from the "95-107" region) by an alanine results in an elevated K_i for glyphosate and in an elevation in the K_m for PEP in Class I EPSPS. In the case of the CP4 EPSPS, which contains an alanine at this position, the K_m for PEP is in the low range, indicating that the Class II enzymes differ in many aspects from the EPSPS enzymes heretofore characterized.

Within the Class II isolates, the degree of similarity/identity is as high as that noted for that within Class I (Table IV). Figure 7 displays the Bestfit computer program alignment of the CP4 (SEQ ID NO:3) and LBAA (SEQ ID NO:5) EPSPS deduced amino acid sequences with the CP4 sequence appearing as the top sequence in the Figure. The symbols used in Figures 6 and 7 are the standard symbols used in the Bestfit computer program to designate degrees of similarity and identity.

Table IV Comparison of relatedness of EPSPS protein sequences

	similarity	identity
Comparison between Class I and Class II EPSPS protein sequences		
E. coli vs. CP4	52.8	26.3
E. coli vs. LBAA	52.1	26.7
S. typhimurium vs. CP4	51.8	25.8
B. pertussis vs. CP4	52.8	27.3
S. cerevisiae vs. CP4	53.5	29.9
P. hybrida vs. CP4	50.2	23.4
Comparison between Class I EPSPS protein sequences		
E. coli vs. *S. typhimurium*	93.0	88.3
P. hybrida vs. *E. coli*	71.9	54.5
Comparison between Class II EPSPS protein sequences		
Agrobacterium sp. strain CP4 vs. *Achromobacter* sp. strain LBAA	89.9	83.7

[1] The EPSPS sequences compared here were obtained from the following references: *E. coli*, Rogers et al., 1983; *S. typhimurium*, Stalker et al., 1985; *Petunia hybrida*, Shah et al., 1986; *B. pertussis*, Maskell et al., 1988; and *S. cerevisiae*, Duncan et al., 1987.

One difference that may be noted between the deduced amino acid sequences of the CP4 and LBAA EPSPS proteins is at position 100 where an Alanine is found in the case of the CP4 enzyme and a Glycine is found in the case of the LBAA enzyme. In the Class I EPSPS enzymes a Glycine is usually found in the equivalent position, i.e Glycine96 in *E. coli* and *K. pneumoniae* and Glycine101 in Petunia. In the case of these three enzymes it has been reported that converting that Glycine to an Alanine results in an elevation of the appKi for glyphosate and a concomitant elevation in the appKm for PEP (Kishore et al. 1986; Kishore and Shah, 1988; Sost and Amrhein, 1990), which, as discussed above, makes the enzyme less efficient especially under conditions of lower PEP concentrations. The Glycine100 of the LBAA EPSPS was converted to an Alanine and both the appKm for PEP and the appKi for glyphosate were determined for the variant. The Glycine100Alanine change was introduced by mutagenesis using the following primer:

CGGCAATGCCGCCACCGGCGCGCGCC (SEQ ID NO:34)

and both the wild type and variant genes were expressed in *E. coli* in a *RecA* promoter expression vector (pMON17201 and pMON17264, respectively) and the appKm's and appKi's determined in crude lysates. The data indicate that the appKi(glyphosate) for the G100A variant is elevated about 16-fold (Table V). This result is in agreement with the observation of the importance of this G-A change in raising the appKi(glyphosate) in

the Class I EPSPS enzymes. However, in contrast to the results in the Class I G-A variants, the appKm(PEP) in the Class II (LBAA) G-A variant is unaltered. This provides yet another distinction between the Class II and Class I EPSPS enzymes.

Table V

	appKm(PEP)	appKi(glyphosate)
Lysate prepared from:		
E. coli/pMON17201 (wild type)	5.3 μM	28 μM*
E. coli/pMON17264 (G100A variant)	5.5 μM	459 μM#

@ range of PEP: 2-40 μM

* range of glyphosate: 0-310 μM; # range of glyphosate: 0-5000 μM.

The LBAA G100A variant, by virtue of its superior kinetic properties, is capable of imparting improved glyphosate *in planta*.

Modification and Resynthesis of the *Agrobacterium* sp. strain CP4 EPSPS Gene Sequence

The EPSPS gene from *Agrobacterium* sp. strain CP4 contains sequences that could be inimical to high expression of the gene in plants. These sequences include potential polyadenylation sites that are often and A+T rich, a higher G+C% than that frequently found in plant genes (63% *ve us* ~50%), concentrated stretches of G and C residues, and codons that are not used frequently in plant genes. The high G+C% in the CP4 EPSPS gene has a number of potential consequences including the following: a higher usage of G or C than that found in plant genes in the third position in codons, and the potential to form strong hair-pin

structures that may affect expression or stability of the RNA. The reduction in the G+C content of the CP4 EPSPS gene, the disruption of stretches of G's and C's, the elimination of potential polyadenylation sequences, and improvements in the codon usage to that used more frequently in plant genes, could result in higher expression of the CP4 EPSPS gene in plants.

A synthetic CP4 gene was designed to change as completely as possible those inimical sequences discussed above. In summary, the gene sequence was redesigned to eliminate as much as possible the following sequences or sequence features (while avoiding the introduction of unnecessary restriction sites): stretches of G's and C's of 5 or greater; and A+T rich regions (predominantly) that could function as polyadenylation sites or potential RNA destabilization region The sequence of this gene is shown in Figure 8 (SEQ ID NO:9). This coding sequence was expressed in *E. coli* from the *RecA* promoter and assayed for EPSPS activity and compared with that from the native CP4 EPSPS gene. The apparent Km for PEP for the native and synthetic genes was 11.8 and 12.7, respectively, indicating that the enzyme expressed from the synthetic gene was unaltered. The N-terminus of the coding sequence was mutagenized to place an SphI site at the ATG to permit the construction of the CTP2-CP4 synthetic fusion for chloroplast import. The following primer was used to accomplish this mutagenesis:

GGACGGCTGCTTGCACCGTGAAGCATGCTTAAGCTTGGCGT AATCATGG (SEQ ID NO:35).

Expression of Chloroplast Directed CP4 EPSPS

The glyphosate target in plants, the 5-*enol*pyruvyl-shikimate-3-phosphate synthase (EPSPS) enzyme, is located in the chloroplast. Many chloroplast-localized proteins,

including EPSPS, are expressed from nuclear genes as precursors and are targeted to the chloroplast by a chloroplast transit peptide (CTP) that is removed during the import steps. Examples of other such chloroplast proteins include the small subunit (SSU) of Ribulose-1,5-bisphosphate carboxylase (RUBISCO), Ferredoxin, Ferredoxin oxidoreductase, the Light-harvesting-complex protein I and protein II, and Thioredoxin F. It has been demonstrated *in vivo* and *in vitro* that non-chloroplast proteins may be targeted to the chloroplast by use of protein fusions with a CTP and that a CTP sequence is sufficient to target a protein to the chloroplast.

A CTP-CP4 EPSPS fusion was constructed between the *Arabidopsis thaliana* EPSPS CTP (Klee et al., 1987) and the CP4 EPSPS coding sequences. The *Arabidopsis* CTP was engineered by site-directed mutagenesis to place a *Sph*I restriction site at the CTP processing site. This mutagenesis replaced the Glu-Lys at this location with Cys-Met. The sequence of this CTP, designated as CTP2 (SEQ ID NO:10), is shown in Figure 9. The N-terminus of the CP4 EPSPS gene was modified to place a *Sph*I site that spans the Met codon. The second codon was converted to one for leucine in this step also. This change had no apparent effect on the *in vivo* activity of CP4 EPSPS in *E. coli* as judged by rate of complementation of the *aroA* allele. This modified N-terminus was then combined with the *Sac*I C-terminus and cloned downstream of the CTP2 sequences. The CTP2-CP4 EPSPS fusion was cloned into pBlueScript KS(+). This vector may be transcribed *in vitro* using the T7 polymerase and the RNA translated with ^{35}S-Methionine to provide material that may be evaluated for import into chloroplasts isolated from *Lactuca sativa* using the methods described hereinafter (della-Cioppa et al., 1986, 1987). This template was transcribed *in vitro* using T7 polymerase and the ^{35}S-methionine-labeled CTP2-CP4 EPSPS material was shown

to import into chloroplasts with an efficiency comparable to that for the control Petunia EPSPS (control = ^{35}S labeled PreEPSPS [pMON6140; della-Cioppa et al., 1986]).

In another example the *Arabidopsis* EPSPS CTP, designated as CTP3, was fused to the CP4 EPSPS through an *Eco*RI site. The sequence of this CTP3 (SEQ ID NO:12) is shown in Figure 10. An *Eco*RI site was introduced into the *Arabidopsis* EPSPS mature region around amino acid 27, replacing the sequence -Arg-Ala-Leu-Leu- with -Arg-Ile-Leu-Leu- in the process. The primer of the following sequence was used to modify the N-terminus of the CP4 EPSPS gene to add an *Eco*RI site to effect the fusion to the CTP3:

GGAAGACGCCCAGAATTCACGGTGCAAGCAGCCGG

(SEQ ID NO:36) (the *Eco*RI site is underlined).

This CTP3-CP4 EPSPS fusion was also cloned into the pBlueScript vector and the T7 expressed fusion was found to also import into chloroplasts with an efficiency comparable to that for the control Petunia EPSPS (pMON6140).

A related series of CTPs, designated as CTP4 (*Sph*I) and CTP5 (*Eco*RI), based on the Petunia EPSPS CTP and gene were also fused to the *Sph*I- and *Eco*RI-modified CP4 EPSPS gene sequences. The *Sph*I site was added by site-directed mutagenesis to place this restriction site (and change the amino acid sequence to -Cys-Met-) at the chloroplast processing site. All of the CTP-CP4 EPSPS fusions were shown to import into chloroplasts with approximately equal efficiency. The CTP4 (SEQ ID NO:14) and CTP5 (SEQ ID NO:16) sequences are shown in Figures 11 and 12.

A CTP2-LBAA EPSPS fusion was also constructed following the modification of the N-terminus of the LBAA EPSPS gene by the addition of a *Sph*I site. This fusion was also found to be imported efficiently into chloroplasts.

By similar approaches, the CTP2-CP4 EPSPS and the CTP4-CP4 EPSPS fusion have also been shown to import efficiently into chloroplasts prepared from the leaf sheaths of corn. These results indicate that these CTP-CP4 fusions could also provide useful genes to impart glyphosate tolerance in monocot species.

Those skilled in the art will recognize that various chimeric constructs can be made which utilize the functionality of a particular CTP to import a Class II EPSPS enzyme into the plant cell chloroplast. The chloroplast import of the Class II EPSPS can be determined using the following assay.

Chloroplast Uptake Assay

Intact chloroplasts are isolated from lettuce *(Latuca sativa*, var. longifolia) by centrifugation in Percoll/ficoll gradients as modified from Bartlett et al (1982). The final pellet of intact chloroplasts is suspended in 0.5 ml of sterile 330 mM sorbitol in 50 mM Hepes-KOH, pH 7.7, assayed for chlorophyll (Arnon, 1949), and adjusted to the final chlorophyll concentration of 4 mg/ml (using sorbitol/Hepes). The yield of intact chloroplasts from a single head of lettuce is 3-6mg chlorophyll.

A typical 300 µl uptake experiment contained 5 mM ATP, 8.3 mM unlabeled methionine, 322 mM sorbitol, 58.3 mM Hepes-KOH (pH 8.0), 50 µl reticulocyte lysate translation products, and intact chloroplasts from *L. sativa* (200 µg chlorophyll). The uptake mixture is gently rocked at room temperature (in 10 x 75 mm glass tubes) directly in front of a fiber optic illuminator set at maximum light intensity (150 Watt bulb). Aliquot samples of the uptake mix (about 50 µl) are removed at various times and fractionated over 100 µl silicone-oil gradients (in 150 µl polyethylene tubes) by centrifugation at 11,000 X g for 30 seconds. Under these conditions, the intact chloroplasts form a pellet under

the silicone-oil layer and the incubation medium (containing the reticulocyte lysate) floats on the surface. After centrifugation, the silicone-oil gradients are immediately frozen in dry ice. The chloroplast pellet is then resuspended in 50-100 µl of lysis buffer (10 mM Hepes-KOH pH 7.5, 1 mM PMSF, 1 mM benzamidine, 5 mM e-amino-n-caproic acid, and 30 µg/ml aprotinin) and centrifuged at 15,000 X g for 20 minutes to pellet the thylakoid membranes. The clear supernatant (stromal proteins) from this spin, and an aliquot of the reticulocyte lysate incubation medium from each uptake experiment, are mixed with an equal volume of 2X SDS-PAGE sample buffer for electrophoresis (Laemmli, 1970).

SDS-PAGE is carried out according to Laemmli (1970) in 3-17% (w/v) acrylamide slab gels (60 mm X 1.5 mm) with 3% (w/v) acrylamide stacking gels (5 mm X 1.5 mm). The gel is fixed for 20-30 min in a solution with 40% methanol and 10% acetic acid. Then, the gel is soaked in EN^{3}HANCE™ (DuPont) for 20-30 minutes, followed by drying the gel on a gel dryer. The gel is imaged by autoradiography, using an intensifying screen and an overnight exposure to determine whether the CP4 EPSPS is imported into the isolated chloroplasts.

PLANT TRANSFORMATION

Plants which can be made glyphosate tolerant by practice of the present invention include, but are not limited to, soybean, cotton, corn, canola, oil seed rape, flax, sugarbeet, sunflower, potato, tobacco, tomato, wheat, rice, alfalfa and lettuce as well as various tree, nut and vine species.

A double-stranded DNA molecule of the present invention ("chimeric gene") can be inserted into the genome of a plant by any suitable method. Suitable plant transformation

vectors include those derived from a Ti plasmid of *Agrobacterium tumefaciens*, as well as those disclosed, e.g., by Herrera-Estrella (1983), Bevan (1984), Klee (1985) and EPO publication 120,516 (Schilperoort et al.). In addition to plant transformation vectors derived from the Ti or root-inducing (Ri) plasmids of *Agrobacterium*, alternative methods can be used to insert the DNA constructs of this invention into plant cells. Such methods may involve, for example, the use of liposomes, electroporation, chemicals that increase free DNA uptake, free DNA delivery via microprojectile bombardment, and transformation using viruses or pollen.

Class II EPSPS Plant transformation vectors

Class II EPSPS DNA sequences may be engineered into vectors capable of transforming plants by using known techniques. The following description is meant to be illustrative and not to be read in a limiting sense. One of ordinary skill in the art would know that other plasmids, vectors, markers, promoters, etc. would be used with suitable results. The CTP2-CP4 EPSPS fusion was cloned as a *Bgl*II-*Eco*RI fragment into the plant vector pMON979 (described below) to form pMON17110, a map of which is presented in Figure 13. In this vector the CP4 gene is expressed from the enhanced CaMV35S promoter (E35S; Kay et al. 1987). A FMV35S promoter construct (pMON17116) was completed in the following way: The *Sal*I-*Not*I and the *Not*I-*Bgl*II fragments from pMON979 containing the Spc/AAC(3)-III/*ori*V and the pBR322/Right Border/NOS 3'/CP4 EPSPS gene segment from pMON17110 were ligated with the *Xho*I-*Bgl*II FMV35S promoter fragment from pMON981. These vectors were introduced into tobacco, cotton and canola.

A series of vectors was also completed in the vector pMON977 in which the CP4 EPSPS gene, the CTP2-CP4 EPSPS fusion, and the CTP3-CP4 fusion were cloned as *Bgl*II-*Sac*I fragments to form pMON17124, pMON17119, and pMON17120, respectively. These plasmids were introduced into tobacco. A pMON977 derivative containing the CTP2-LBAA EPSPS gene was also completed (pMON17206) and introduced into tobacco.

The pMON979 plant transformation/expression vector was derived from pMON886 (described below) by replacing the neomycin phosphotransferase typeII (KAN) gene in pMON886 with the 0.89 kb fragment containing the bacterial gentamicin-3-N-acetyltransferase type III (AAC(3)-III) gene (Hayford et al., 1988). The chimeric P-35S/AA(3)-III/NOS 3' gene encodes gentamicin resistance which permits selection of transformed plant cells. pMON979 also contains a 0.95 kb expression cassette consisting of the enhanced CaMV 35S promoter (Kay et al., 1987), several unique restriction sites, and the NOS 3' end (P-En-CaMV35S/NOS 3'). The rest of the pMON979 DNA segments are exactly the same as in pMON886.

Plasmid pMON886 is made up of the following segments of DNA. The first is a 0.93 kb *Ava*I to engineered-*Eco*RV fragment isolated from transposon Tn7 that encodes bacterial spectinomycin/streptomycin resistance (Spc/Str), which is a determinant for selection in *E. coli* and *Agrobacterium tumefaciens*. This is joined to the 1.61 kb segment of DNA encoding a chimeric kanamycin resistance which permits selection of transformed plant cells. The chimeric gene (P-35S/KAN/NOS 3') consists of the cauliflower mosaic virus (CaMV) 35S promoter, the neomycin phosphotransferase typeII (KAN) gene, and the 3'-nontranslated region of the nopaline synthase gene (NOS 3') (Fraley et al., 1983). The next segment is

the 0.75 kb *ori*V containing the origin of replication from the RK2 plasmid. It is joined to the 3.1 kb *Sal*I to *Pvu*I segment of pBR322 (*ori*322) which provides the origin of replication for maintenance in *E. coli* and the *bom* site for the conjugational transfer into the *Agrobacterium tumefaciens* cells. The next segment is the 0.36 kb *Pvu*I to *Bcl*I from pTiT37 that carries the nopaline-type T-DNA right border (Fraley et al., 1985).

The pMON977 vector is the same as pMON981 except for the presence of the P-En-CaMV35S promoter in place of the FMV35S promoter (see below).

The pMON981 plasmid contains the following DNA segments: the 0.93 kb fragment isolated from transposon Tn*7* encoding bacterial spectinomycin/streptomycin resistance [Spc/Str; a determinant for selection in *E. coli* and *Agrobacterium tumefaciens* (Fling et al., 1985)]; the chimeric kanamycin resistance gene engineered for plant expression to allow selection of the transformed tissue, consisting of the 0.35 kb cauliflower mosaic virus 35S promoter (P-35S) (Odell et al., 1985), the 0.83 kb neomycin phosphotransferase typeII gene (KAN), and the 0.26 kb 3'-nontranslated region of the nopaline synthase gene (NOS 3') (Fraley et al., 1983); the 0.75 kb origin of replication from the RK2 plasmid (*ori*V) (Stalker et al., 1981); the 3.1 kb *Sal*I to *Pvu*I segment of pBR322 which provides the origin of replication for maintenance in *E. coli* (*ori*-322) and the *bom* site for the conjugational transfer into the *Agrobacterium tumefaciens* cells, and the 0.36 kb *Pvu*I to *Bcl*I fragment from the pTiT37 plasmid containing the nopaline-type T-DNA right border region (Fraley et al., 1985). The expression cassette consists of the 0.6 kb 35S promoter from the figwort mosaic virus (P-FMV35S) (Gowda et al., 1989) and the 0.7 kb 3' non-translated region of the pea rbcS-E9 gene (E9 3') (Coruzzi et al., 1984, and Morelli et al., 1985). The 0.6 kb *Ssp*I fragment

containing the FMV35S promoter (Figure 1) was engineered to place suitable cloning sites downstream of the transcriptional start site. The CTP2-CP4syn gene fusion was introduced into plant expression vectors (including pMON981, to form pMON17131; Figure 14) and transformed into tobacco, canola, potato, tomato, sugarbeet, cotton, lettuce, cucumber, oil seed rape, poplar, and *Arabidopsis*.

The plant vector containing the Class II EPSPS gene may be mobilized into any suitable *Agrobacterium* strain for transformation of the desired plant species. The plant vector may be mobilized into an ABI *Agrobacterium* strain. A suitable ABI strain is the A208 *Agrobacterium tumefaciens* carrying the disarmed Ti plasmid pTiC58 (pMP90RK) (Koncz and Schell, 1986). The Ti plasmid does not carry the T-DNA phytohormone genes and the strain is therefore unable to cause the crown gall disease. Mating of the plant vector into ABI was done by the triparental conjugation system using the helper plasmid pRK2013 (Ditta et al., 1980). When the plant tissue is incubated with the ABI::plant vector conjugate, the vector is transferred to the plant cells by the *vir* functions encoded by the disarmed pTiC58 plasmid. The vector opens at the T-DNA right border region, and the entire plant vector sequence may be inserted into the host plant chromosome. The pTiC58 Ti plasmid does not transfer to the plant cells but remains in the *Agrobacterium*.

Class II EPSPS free DNA vectors

Class II EPSPS genes may also be introduced into plants through direct delivery methods. A number of direct delivery vectors were completed for the CP4 EPSPS gene. The vector pMON13640, a map of which is presented in Figure 15, is described here. The plasmid vector is based on a pUC plasmid

(Vieira and Messing, 1987) containing, in this case, the *npt*II gene (kanamycin resistance; KAN) from Tn903 to provide a selectable marker in *E. coli*. The CTP4-EPSPS gene fusion is expressed from the P-FMV35S promoter and contains the NOS 3' polyadenylation sequence fragment and from a second cassette consisting of the E35S promoter, the CTP4-CP4 gene fusion and the NOS 3' sequences. The scoreable GUS marker gene (Jefferson et al. 1987) is expressed from the mannopine synthase promoter (P-MAS; Velten et al., 1984) and the soybean 7S storage protein gene 3' sequences (Schuler et al., 1982). Similar plasmids could also be made in which CTP-CP4 EPSPS fusions are expressed from the enhanced CaMV35S promoter or other plant promoters. Other vectors could be made that are suitable for free DNA delivery into plants and such are within the skill of the art and contemplated to be within the scope of this disclosure.

PLANT REGENERATION

When expression of the Class II EPSPS gene is achieved in transformed cells (or protoplasts), the cells (or protoplasts) are regenerated into whole plants. Choice of methodology for the regeneration step is not critical, with suitable protocols being available for hosts from Leguminosae (alfalfa, soybean, clover, etc.), Umbelliferae (carrot, celery, parsnip), Cruciferae (cabbage, radish, rapeseed, etc.), Cucurbitaceae (melons and cucumber), Gramineae (wheat, rice, corn, etc.), Solanaceae (potato, tobacco, tomato, peppers), various floral crops as well as various trees such as poplar or apple, nut crops or vine plants such as grapes. See, e.g., Ammirato, 1984; Shimamoto, 1989; Fromm, 1990; Vasil, 1990.

The following examples are provided to better elucidate the practice of the present invention and should not be interpreted in any way to limit the scope of the present invention. Those skilled in the art will recognize that various modifications, truncations, etc. can be made to the methods and genes described herein while not departing from the spirit and scope of the present invention.

In the examples that follow, EPSPS activity in plants is assayed by the following method. Tissue samples were collected and immediately frozen in liquid nitrogen. One gram of young leaf tissue was frozen in a mortar with liquid nitrogen and ground to a fine powder with a pestle. The powder was then transferred to a second mortar, extraction buffer was added (1 ml /gram), and the sample was ground for an additional 45 seconds. The extraction buffer for Canola consists of 100 mM Tris, 1 mM EDTA, 10 % glycerol, 5 mM DTT, 1 mM BAM, 5 mM ascorbate, 1.0 mg/ml BSA, pH 7.5 (4°C). The extraction buffer for tobacco consists of 100 mM Tris, 10 mM EDTA, 35 mM KCl, 20 % glycerol, 5 mM DTT, 1 mM BAM, 5 mM ascorbate, 1.0 mg/ml BSA, pH 7.5 (4°C). The mixture was transferred to a microfuge tube and centrifuged for 5 minutes. The resulting supernatants were desalted on spin G-50 (Pharmacia) columns, previously equilibrated with extraction buffer (without BSA), in 0.25 ml aliquots. The desalted extracts were assayed for EPSP synthase activity by radioactive HPLC assay. Protein concentrations in samples were determined by the BioRad microprotein assay with BSA as the standard.

Protein concentrations were determined using the BioRad Microprotein method. BSA was used to generate a standard curve ranging from 2 - 24 µg. Either 800 µl of standard or diluted sample was mixed with 200 µl of concentrated BioRad

Bradford reagent. The samples were vortexed and read at A(595) after ~ 5 minutes and compared to the standard curve.

EPSPS enzyme assays contained HEPES (50 mM), shikimate-3-phosphate (2 mM), NH_4 molybdate (0.1 mM) and KF (5 mM), with or without glyphosate (0.5 or 1.0 mM). The assay mix (30 µl) and plant extract (10 µl) were preincubated for 1 minute at 25°C and the reactions were initiated by adding ^{14}C-PEP (1 mM). The reactions were quenched after 3 minutes with 50 µl of 90% EtOH/0.1M HOAc, pH 4.5. The samples were spun at 6000 rpm and the resulting supernatants were analyzed for ^{14}C-EPSP production by HPLC. Percent resistant EPSPS is calculated from the EPSPS activities with and without glyphosate.

The percent conversion of ^{14}C labeled PEP to ^{14}C EPSP was determined by HPLC radioassay using a C18 guard column (Brownlee) and an AX100 HPLC column (0.4 X 25 cm, Synchropak) with 0.28 M isocratic potassium phosphate eluant, pH 6.5, at 1 ml/min. Initial velocities were calculated by multiplying fractional turnover per unit time by the initial concentration of the labeled substrate (1 mM). The assay was linear with time up to ~ 3 minutes and 30% turnover to EPSPS. Samples were diluted with 10 mM Tris, 10% glycerol, 10 mM DTT, pH 7.5 (4°C) if necessary to obtain results within the linear range.

In these assays DL-dithiotheitol (DTT), benzamidine (BAM), and bovine serum albumin (BSA, essentially globulin free) were obtained from Sigma. Phospho*enol*pyruvate (PEP) was from Boehringer Mannheim and phospho*enol*-[1-^{14}C]pyruvate (28 mCi/mmol) was from Amersham.

EXAMPLE 1

Transformed tobacco plants have been generated with a number of the Class II EPSPS gene vectors containing the CP4 EPSPS DNA sequence as described above with suitable expression of the EPSPS. These transformed plants exhibit glyphosate tolerance imparted by the Class II CP4 EPSPS.

Transformation of tobacco employs the tobacco leaf disc transformation protocol which utilizes healthy leaf tissue about 1 month old. After a 15-20 minutes surface sterilization with 10% Clorox plus a surfactant, the leaves are rinsed 3 times in sterile water. Using a sterile paper punch, leaf discs are punched and placed upside down on MS104 media (MS salts 4.3 g/l, sucrose 30 g/l, B5 vitamins 500X 2 ml/l, NAA 0.1 mg/l, and BA 1.0 mg/l) for a 1 day preculture.

The discs are then inoculated with an overnight culture of a disarmed *Agrobacterium* ABI strain containing the subject vector that had been diluted 1/5 (ie: about 0.6 OD). The inoculation is done by placing the discs in centrifuge tubes with the culture. After 30 to 60 seconds, the liquid is drained off and the discs were blotted between sterile filter paper. The discs are then placed upside down on MS104 feeder plates with a filter disc to co-culture.

After 2-3 days of co-culture, the discs are transferred, still upside down, to selection plates with MS104 media. After 2-3 weeks, callus tissue formed, and individual clumps are separated from the leaf discs. Shoots are cleanly cut from the callus when they are large enough to be distinguished from stems. The shoots are placed on hormone-free rooting media (MSO: MS salts 4.3 g/l, sucrose 30 g/l, and B5 vitamins 500X 2 ml/l) with selection for the appropriate antibiotic resistance. Root formation occurred in 1-2

weeks. Any leaf callus assays are preferably done on rooted shoots while still sterile. Rooted shoots are then placed in soil and kept in a high humidity environment (ie: plastic containers or bags). The shoots are hardened off by gradually exposing them to ambient humidity conditions.

Expression of CP4 EPSPS protein in transformed plants

Tobacco cells were transformed with a number of plant vectors containing the native CP4 EPSPS gene, and using different promoters and/or CTP's. Preliminary evidence for expression of the gene was given by the ability of the leaf tissue from antibiotic selected transformed shoots to recallus on glyphosate. In some cases, glyphosate tolerant callus was selected directly following transformation. The level of expression of the CP4 EPSPS was determined by the level of glyphosate tolerant EPSPS activity (assayed in the presence of 0.5 mM glyphosate) or by Western blot analysis using a goat anti-CP4 EPSPS antibody. The Western blots were quantitated by densitometer tracing and comparison to a standard curve established using purified CP4 EPSPS. These data are presented as % soluble leaf protein. The data from a number of transformed plant lines and transformation vectors are presented in Table VI below.

Table VI Expression of CP4 EPSPS in transformed tobacco tissue

Vector	Plant #	CP4 EPSPS ** (% leaf protein)
pMON17110	25313	0.02
pMON17110	25329	0.04
pMON17116	25095	0.02
pMON17119	25106	0.09
pMON17119	25762	0.09
pMON17119	25767	0.03

** Glyphosate tolerant EPSPS activity was also demonstrated in leaf extracts for these plants.

Glyphosate tolerance has also been demonstrated at the whole plant level in transformed tobacco plants. In tobacco, R_o transformants of CTP2-CP4 EPSPS were sprayed at 0.4 lb/acre (0.448 kg/hectare), a rate sufficient to kill control non-transformed tobacco plants corresponding to a rating of 3, 1 and 0 at days 7, 14 and 28, respectively, and were analyzed vegetatively and reproductively (Table VII).

Table VII Glyphosate tolerance in R_0 tobacco CP4 transformants

Spray rate = 0.4 lb/acre (0.448kg/hectare)

Vector/Plant #	Score*			
	Vegetative			Fertile
	day7	day 14	day 28	
pMON17110/25313	6	4	2	no
pMON17110/25329	9	10	10	yes
pMON17119/25106	9	9	10	yes

* Plants are evaluated on a numerical scoring system of 0-10 where a vegetative score of 10 represents no damage relative to nonsprayed controls and 0 represents a dead plant. Reproductive scores (Fertile) are determined at 28 days after spraying and are evaluated as to whether or not the plant is fertile.

EXAMPLE 2

Canola plants were transformed with the pMON17110, pMON17116, and pMON17131 vectors and a number of plant lines of the transformed canola were obtained which exhibit glyphosate tolerance.

Plant Material

Seedlings of *Brassica napus* cv *Westar* were established in 2 inch (~ 5 cm) pots containing Metro Mix 350. They were grown in a growth chamber at 24°C, 16/8 hour photoperiod, light intensity of 400 $uEm^{-2}sec^{-1}$ (HID lamps). They were fertilized with Peters 20-10-20 General Purpose Special. After 2 1/2 weeks

they were transplanted to 6 inch (~ 15 cm) pots and grown in a growth chamber at 15/10°C day/night temperature, 16/8 hour photoperiod, light intensity of 800 uEm^{-2}sec^{-1} (HID lamps). They were fertilized with Peters 15-30-15 Hi-Phos Special.

Transformation/Selection/Regeneration

Four terminal internodes from plants just prior to bolting or in the process of bolting but before flowering were removed and surfaced sterilized in 70% v/v ethanol for 1 minute, 2% w/v sodium hypochlorite for 20 minutes and rinsed 3 times with sterile deionized water. Stems with leaves attached could be refrigerated in moist plastic bags for up to 72 hours prior to sterilization. Six to seven stem segments were cut into 5mm discs with a Redco Vegetable Slicer 200 maintaining orientation of basal end.

The *Agrobacterium* was grown overnight on a rotator at 24°C in 2mls of Luria Broth containing 50mg/l kanamycin, 24mg/l chloramphenicol and 100mg/l spectinomycin. A 1:10 dilution was made in MS (Murashige and Skoog) media giving approximately 9x10^8 cells per ml. This was confirmed with optical density readings at 660 mu. The stem discs (explants) were inoculated with 1.0ml of *Agrobacterium* and the excess was aspirated from the explants.

The explants were placed basal side down in petri plates containing 1/10X standard MS salts, B5 vitamins, 3% sucrose, 0.8% agar, pH 5.7, 1.0mg/l 6-benzyladenine (BA). The plates were layered with 1.5ml of media containing MS salts, B5 vitamins, 3% sucrose, pH 5.7, 4.0mg/l p-chlorophenoxyacetic acid, 0.005mg/l kinetin and covered with sterile filter paper.

Following a 2 to 3 day co-culture, the explants were transferred to deep dish petri plates containing MS salts, B5

vitamins, 3% sucrose, 0.8% agar, pH 5.7, 1mg/l BA, 500mg/l carbenicillin, 50mg/l cefotaxime, 200 mg/l kanamycin or 175mg/l gentamicin for selection. Seven explants were placed on each plate. After 3 weeks they were transferred to fresh media, 5 explants per plate. The explants were cultured in a growth room at 25°C, continuous light (Cool White).

Expression Assay

After 3 weeks shoots were excised from the explants. Leaf recallusing assays were initiated to confirm modification of R_o shoots. Three tiny pieces of leaf tissue were placed on recallusing media containing MS salts, B5 vitamins, 3% sucrose, 0.8% agar, pH 5.7, 5.0mg/l BA, 0.5mg/l naphthalene acetic acid (NAA), 500mg/l carbenicillin, 50mg/l cefotaxime and 200mg/l kanamycin or gentamicin or 0.5mM glyphosate. The leaf assays were incubated in a growth room under the same conditions as explant culture. After 3 weeks the leaf recallusing assays were scored for herbicide tolerance (callus or green leaf tissue) or sensitivity (bleaching).

Transplantation

At the time of excision, the shoot stems were dipped in Rootone® and placed in 2 inch (~ 5 cm) pots containing Metro-Mix 350 and placed in a closed humid environment. They were placed in a growth chamber at 24°C, 16/8 hour photoperiod, 400 $uEm^{-1}sec^{-2}$(HID lamps) for a hardening-off period of approximately 3 weeks.

The seed harvested from R_o plants is R_1 seed which gives rise to R_1 plants. To evaluate the glyphosate tolerance of an R_o plant, its progeny are evaluated. Because an R_o plant is assumed to be hemizygous at each insert location, selfing results

in maximum genotypic segregation in the R_1. Because each insert acts as a dominant allele, in the absence of linkage and assuming only one hemizygous insert is required for tolerance expression, one insert would segregate 3:1, two inserts, 15:1, three inserts 63:1, etc. Therefore, relatively few R_1 plants need be grown to find at least one resistant phenotype.

Seed from an R_o plant is harvested, threshed, and dried before planting in a glyphosate spray test. Various techniques have been used to grow the plants for R_1 spray evaluations. Tests are conducted in both greenhouses and growth chambers. Two planting systems are used; ~ 10 cm pots or plant trays containing 32 or 36 cells. Soil used for planting is either Metro 350 plus three types of slow release fertilizer or plant Metro 350. Irrigation is either overhead in greenhouses or sub-irrigation in growth chambers. Fertilizer is applied as required in irrigation water. Temperature regimes appropriate for canola were maintained. A sixteen hour photoperiod was maintained. At the onset of flowering, plants are transplanted to ~15 cm pots for seed production.

A spray "batch" consists of several sets of R_1 progenies all sprayed on the same date. Some batches may also include evaluations of other than R_1 plants. Each batch also includes sprayed and unsprayed non-transgenic genotypes representing the genotypes in the particular batch which were putatively transformed. Also included in a batch is one or more non-segregating transformed genotypes previously identified as having some resistance.

Two-six plants from each individual R_o progeny are not sprayed and serve as controls to compare and measure the glyphosate tolerance, as well as to assess any variability not

induced by the glyphosate. When the other plants reach the 2-4 leaf stage, usually 10 to 20 days after planting, glyphosate is applied at rates varying from 0.28 to 1.12 kg/ha, depending on objectives of the study. Low rate technology using low volumes has been adopted. A laboratory track sprayer has been calibrated to deliver a rate equivalent to field conditions.

A scale of 0 to 10 is used to rate the sprayed plants for vegetative resistance. The scale is relative to the unsprayed plants from the same R_0 plant. A 0 is death, while a 10 represents no visible difference from the unsprayed plant. A higher number between 0 and 10 represents progressively less damage as compared to the unsprayed plant. Plants are scored at 7, 14, and 28 days after treatment (DAT), or until bolting, and a line is given the average score of the sprayed plants within an R_0 plant family.

Six integers are used to qualitatively describe the degree of reproductive damage from glyphosate:

0:	No floral bud development
2:	Floral buds present, but aborted prior to opening
4:	Flowers open, but no anthers, or anthers fail to extrude past petals
6:	Sterile anthers
8:	Partially sterile anthers
10:	Fully fertile flowers

Plants are scored using this scale at or shortly after initiation of flowering, depending on the rate of floral structure development.

Expression of EPSPS in Canola

After the 3 week period, the transformed canola plants were assayed for the presence of glyphosate tolerant EPSPS

activity (assayed in the presence of glyphosate at 0.5mM). The results are shown in Table VIII.

Table VIII Expression of CP4 EPSPS in transformed Canola plants

Vector Control	Plant #	% resistant EPSPS activity of leaf extract (at 0.5 mM glyphosate)
		0
pMON17110	41	47
pMON17110	52	28
pMON17110	71	82
pMON17110	104	75
pMON17110	172	84
pMON17110	177	85
pMON17110	252	29*
pMON17110	350	49
pMON17116	40	25
pMON17116	99	87
pMON17116	175	94
pMON17116	178	43
pMON17116	182	18
pMON17116	252	69
pMON17116	298	44*
pMON17116	332	89
pMON17116	383	97
pMON17116	395	52

*assayed in the presence of 1.0 mM glyphosate

R_1 transformants of canola were then grown in a growth chamber and sprayed with glyphosate at 0.56 kg/ha (kilogram/hectare) and rated vegetatively. These results are shown in Table IXA - IXC. It is to be noted that expression of

glyphosate resistant EPSPS in all tissues is preferred to observe optimal glyphosate tolerance phenotype in these transgenic plants. In the Tables below, only expression results obtained with leaf tissue are described.

Table IXA Glyphosate tolerance in Class II EPSPS canola R_1 transformants

(pMON17110 = P-E35S; pMON17116 = P-FMV35S; R1 plants; Spray rate = 0.56 kg/ha)

Vector/Plant No.	% resistant EPSPS*	Vegetative Score** day 7	day 14
Control Westar	0	5	3
pMON17110/41	47	6	7
pMON17110/71	82	6	7
pMON17110/177	85	9	10
pMON17116/40	25	9	9
pMON17116/99	87	9	10
pMON17116/175	94	9	10
pMON17116/178	43	6	3
pMON17116/182	18	9	10
pMON17116/383	97	9	10

Table IXB Glyphosate tolerance in Class II EPSPS canola R_1 transformants

(pMON17131 = P-FMV35S; R1 plants; Spray rate = 0.84 kg/ha)

Vector/Plant No.	Vegetative score** day 14	Reproductive score day 28
17131/78	10	10
17131/102	9	10
17131/115	9	10
17131/116	9	10
17131/157	9	10
17131/169	10	10
17131/255	10	10
control Westar	1	0

Table IXC Glyphosate tolerance in Class I EPSPS canola transformants

(P-E35S; R2 Plants; Spray rate = 0.28 kg/ha)

Vector/Plant No.	% resistant EPSPS*	Vegetative Score** day 7	day 14
Control Westar	0	4	2
pMON899/715	96	5	6
pMON899/744	95	8	8
pMON899/794	86	6	4
pMON899/818	81	7	8
pMON899/885	57	7	6

* % resistant EPSPS activity in the presence of 0.5 mM glyphosate

** A vegetative score of 10 indicates no damage, a score of 0 is given to a dead plant.

The data obtained for the Class II EPSPS transformants may be compared to glyphosate tolerant Class I EPSP transformants in which the same promoter is used to express the EPSPS genes and in which the level of glyphosate tolerant EPSPS activity was comparable for the two types of transformants. A comparison of the data of pMON17110 [in Table IXA] and pMON17131 [Table IXB] with that for pMON899 [in Table IXC; the Class I gene in pMON899 is that from *A. thaliana* (Klee et al., 1987) in which the glycine at position 101 was changed to an alanine] illustrates that the Class II EPSPS is at least as good as that of the Class I EPSPS. An improvement in vegetative tolerance of Class II EPSPS is apparent when one takes into account that the Class II plants were sprayed at twice the rate and were tested as R_1 plants.

EXAMPLE 3

Soybean plants were transformed with the pMON13640 (Figure 15) vector and a number of plant lines of the transformed soybean were obtained which exhibit glyphosate tolerance.

Soybean plants are transformed with pMON13640 by the method of microprojectile injection using particle gun technology as described in Christou et al. (1988). The seed harvested from R_o plants is R_1 seed which gives rise to R_1 plants. To evaluate the glyphosate tolerance of an R_o plant, its progeny are evaluated. Because an R_o plant is assumed to be hemizygous at each insert location, selfing results in maximum genotypic segregation in the R_1. Because each insert acts as a dominant allele, in the absence of linkage and assuming only one hemizygous insert is required for tolerance expression, one insert

would segregate 3:1, two inserts, 15:1, three inserts 63:1, etc. Therefore, relatively few R_1 plants need be grown to find at least one resistant phenotype.

Seed from an R_o soybean plant is harvested, and dried before planting in a glyphosate spray test. Seeds are planted into 4 inch (~5cm) square pots containing Metro 350. Twenty seedlings from each Ro plant is considered adequate for testing. Plants are maintained and grown in a greenhouse environment. A 12.5-14 hour photoperiod and temperatures of 30°C day and 24°C night is regulated. Water soluble Peters Pete Lite fertilizer is applied as needed.

A spray "batch" consists of several sets of R_1 progenies all sprayed on the same date. Some batches may also include evaluations of other than R_1 plants. Each batch also includes sprayed and unsprayed non-transgenic genotypes representing the genotypes in the particular batch which were putatively transformed. Also included in a batch is one or more non-segregating transformed genotypes previously identified as having some resistance.

One to two plants from each individual R_o progeny are not sprayed and serve as controls to compare and measure the glyphosate tolerance, as well as to assess any variability not induced by the glyphosate. When the other plants reach the first trifoliate leaf stage, usually 2-3 weeks after planting, glyphosate is applied at a rate equivalent of 128 oz./acre (8.895kg/ha) of Roundup®. A laboratory track sprayer has been calibrated to deliver a rate equivalent to those conditions.

A vegetative score of 0 to 10 is used. The score is relative to the unsprayed progenies from the same R_o plant. A 0 is death, while a 10 represents no visible difference from the

unsprayed plant. A higher number between 0 and 10 represents progressively less damage as compared to the unsprayed plant. Plants are scored at 7, 14, and 28 days after treatment (DAT). The data from the analysis of one set of transformed and control soybean plants are described on Table X and show that the CP4 EPSPS gene imparts glyphosate tolerance in soybean also.

Table X Glyphosate tolerance in Class I EPSPS soybean transformants

(P-E35S, P-FMV35S; RO plants; Spray rate = 128 oz./acre)

Vector/Plant No.	Vegetative score		
	day 7	day 14	day 28
13640/40-11	5	6	7
13640/40-3	9	10	10
13640/40-7	4	7	7
control A5403	2	1	0
controlA5403	1	1	0

EXAMPLE 4

The CP4 EPSPS gene may be used to select transformed plant material directly on media containing glyphosate. The ability to select and to identify transformed plant material depends, in most cases, on the use of a dominant selectable marker gene to enable the preferential and continued growth of the transformed tissues in the presence of a normally inhibitory substance. Antibiotic resistance and herbicide tolerance genes have been used almost exclusively as such dominant selectable marker genes in the presence of the corresponding antibiotic or herbicide. The nptII/kanamycin selection scheme is

probably the most frequently used. It has been demonstrated that CP4 EPSPS is also a useful and perhaps superior selectable marker/selection scheme for producing and identifying transformed plants.

A plant transformation vector that may be used in this scheme is pMON17227 (Figure 16). This plasmid resembles many of the other plasmids described infra and is essentially composed of the previously described bacterial replicon system that enables this plasmid to replicate in *E. coli* and to be introduced into and to replicate in *Agrobacterium*, the bacterial selectable marker gene (Spc/Str), and located between the T-DNA right border and left border is the CTP2-CP4 synthetic gene in the FMV35S promoter-E9 3' cassette. This plasmid also has single sites for a number of restriction enzymes, located within the borders and outside of the expression cassette. This makes it possible to easily add other genes and genetic elements to the vector for introduction into plants.

The protocol for direct selection of transformed plants on glyphosate is outlined for tobacco. Explants are prepared for pre-culture as in the standard procedure as described in Example 1: surface sterilization of leaves from 1 month old tobacco plants (15 minutes in 10% clorox + surfactant; 3X dH_2O washes); explants are cut in 0.5 x 0.5 cm squares, removing leaf edges, mid-rib, tip, and petiole end for uniform tissue type; explants are placed in single layer, upside down, on MS104 plates + 2 ml 4COO5K media to moisten surface; pre-culture 1-2 days. Explants are inoculated using overnight culture of *Agrobacterium* containing the plant transformation plasmid that is adjusted to a titer of 1.2 X 10^9 bacteria/ml with 4COO5K media. Explants are placed into a centrifuge tube, the *Agrobacterium* suspension is added and the mixture of bacteria and explants is "Vortexed" on

maximum setting for 25 seconds to ensure even penetration of bacteria. The bacteria are poured off and the explants are blotted between layers of dry sterile filter paper to remove excess bacteria. The blotted explants are placed upside down on MS104 plates + 2ml 4COO5K media + filter disc. Co-culture is 2-3 days. The explants are transferred to MS104 + Carbenicillin 1000 mg/l + cefotaxime 100 mg/l for 3 days (delayed phase). The explants are then transferred to MS104 + glyphosate 0.05 mM + Carbenicillin 1000 mg/l + cefotaxime 100 mg/l for selection phase. At 4-6 weeks shoots are cut from callus and placed on MSO + Carbenicillin 500 mg/l rooting media. Roots form in 3-5 days, at which time leaf pieces can be taken from rooted plates to confirm glyphosate tolerance and that the material is transformed.

The presence of the CP4 EPSPS protein in these transformed tissues has been confirmed by immunoblot analysis of leaf discs. The data from one experiment with pMON17227 is presented in the following: 139 shoots formed on glyphosate from 400 explants inoculated with *Agrobacterium* ABI/pMON17227; 97 of these were positive on recallusing on glyphosate. These data indicate a transformation rate of 24 per 100 explants, which makes this a highly efficient and time saving transformation procedure for plants. Similar transformation frequencies have been obtained with pMON17131 and direct selection of transformants on glyphosate with the CP4 EPSPS genes has also been shown in other plant species, including *Arabidopsis*, potato, tomato, cotton, lettuce, and sugarbeet.

The pMON17227 plasmid contains single restriction enzyme recognition cleavage sites (NotI, XhoI, and BstXI) between the CP4 glyphosate selection region and the left border of the vector for the cloning of additional genes and to facilitate the introduction of these genes into plants.

EXAMPLE 5

The CP4 EPSPS gene has also been introduced into Black Mexican Sweet (BMS) corn cells with expression of the protein and glyphosate resistance detected in callus.

The backbone for this plasmid was a derivative of the high copy plasmid pUC119 (Viera and Messing, 1987). The 1.3Kb FspI-DraI pUC119 fragment containing the origin of replication was fused to the 1.3Kb SmaI-HindIII filled fragment from pKC7 (Rao and Rogers, 1979) which contains the neomycin phosphotransferase type II gene to confer bacterial kanamycin resistance. This plasmid was used to construct a monocot expression cassette vector containing the 0.6kb cauliflower mosaic virus (CaMV) 35S RNA promoter with a duplication of the -90 to -300 region (Kay et al., 1987), an 0.8kb fragment containing an intron from a maize gene in the 5' untranslated leader region, followed by a polylinker and the 3' termination sequences from the nopaline synthase (NOS) gene (Fraley et al., 1983). A 1.7Kb fragment containing the 300bp chloroplast transit peptide from the *Arabidopsis* EPSP synthase fused in frame to the 1.4Kb coding sequence for the bacterial CP4 EPSP synthase was inserted into the monocot expression cassette in the polylinker between the intron and the NOS termination sequence to form the plasmid pMON19653 (Figure 17).

pMON19653 DNA was introduced into *Black Mexican Sweet* (BMS) cells by co-bombardment with EC9, a plasmid containing a sulfonylurea-resistant form of the maize acetolactate synthase gene. 2.5mg of each plasmid was coated onto tungsten particles and introduced into log-phase BMS cells using a PDS-1000 particle gun essentially as described (Klein et al., 1989).

Transformants are selected on MS medium containing 20ppb chlorsulfuron. After initial selection on chlorsulfuron, the calli can be assayed directly by Western blot. Glyphosate tolerance can be assessed by transferring the calli to medium containing 5mM glyphosate. As shown in Table XI, CP4 EPSPS confers glyphosate tolerance to corn callus.

Table XI. Expression of CP4 in BMS Corn Callus - pMON 19653

Line	CP4 expression (% extracted protein)
284	0.006 %
287	0.036
290	0.061
295	0.073
299	0.113
309	0.042
313	0.003

To measure CP4 EPSPS expression in corn callus, the following procedure was used: BMS callus (3 g wet weight) was dried on filter paper (Whatman#1) under vacuum, reweighed, and extraction buffer (500 µl/g dry weight; 100 mM Tris, 1 mM EDTA, 10% glycerol) was added. The tissue was homogenized with a Wheaton overhead stirrer for 30 seconds at 2.8 power setting. After centrifugation (3 minutes, Eppendorf microfuge), the supernatant was removed and the protein was quantitated (BioRad Protein Assay). Samples (50 µg/well) were loaded on an SDS PAGE gel (Jule, 3-17%) along with CP4 EPSPS standard (10 ng), electrophoresed, and transferred to nitrocellulose similarly to a previously described method (Padgette, 1987). The nitrocellulose

blot was probed with goat anti-CP4 EPSPS IgG, and developed with I-125 Protein G. The radioactive blot was visualized by autoradiography. Results were quantitated by densitometry on an LKB UltraScan XL laser densitomer and are tabulated below in Table X.

Table XII. Glyphosate resistance in BMS Corn Callus using pMON 19653

Vector	Experiment	# chlorsulfuron-resistant lines	# cross-resistant to Glyphosate
19653	253	120	81/ 120 = 67.5 %
19653	254	80	37/ 80 = 46%
EC9 control	253/254	8	0/8 = 0%

Improvements in the expression of Class I EPSPS could also be achieved by expressing the gene using stronger plant promoters, using better 3' polyadenylation signal sequences, optimizing the sequences around the initiation codon for ribosome loading and translation initiation, or by combination of these or other expression or regulatory sequences or factors. It would also be beneficial to transform the desired plant with a Class I EPSPS gene in conjunction with another glyphosate tolerant EPSPS gene or a gene capable of degrading glyphosate in order to enhance the glyphosate tolerance of the transformed plant.

From the foregoing, it will be seen that this invention is one well adapted to attain all the ends and objects hereinabove set forth together with advantages which are obvious and which are inherent to the invention.

It will be understood that certain features and subcombinations are of utility and may be employed without reference to other features and subcombinations. This is contemplated by and is within the scope of the claims.

Since many possible embodiments may be made of the invention without departing from the scope thereof, it is to be understood that all matter herein set forth or shown in the accompanying drawings is to be interpreted as illustrative and not in a limiting sense.

EXAMPLE 6

The LBAA Class II EPSPS gene has been introduced into plants and also imparts glyphosate tolerance. Data on tobacco transformed with pMON17206 (infra) are presented in Table XIII.

Table XIII - Tobacco Glyphosate Spray Test
(pMON17206: E35S - CTP2-LBaa EPSPS; 0.4 lbs/ac)

Line	7 Day Rating
33358	9
34586	9
33328	9
34606	9
33377	9
34611	10
34607	10
34601	9
34589	9
Samsum (Control)	4

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SEQUENCE LISTING

(1) GENERAL INFORMATION:

(i) APPLICANT: Barry, Gerard F.
Kishore, Ganesh M.
Padgette, Stephen R.

(ii) TITLE OF INVENTION: Glyphosate Tolerant
5-Enolpyruvylshikimate-3-Phosphate Synthases

(iii) NUMBER OF SEQUENCES: 36

(iv) CORRESPONDENCE ADDRESS:
(A) ADDRESSEE: Dennis R. Hoerner, Jr., Monsanto Co. BB4F
(B) STREET: 700 Chesterfield Village Parkway
(C) CITY: St. Louis
(D) STATE: Missouri
(E) COUNTRY: USA
(F) ZIP: 63198

(v) COMPUTER READABLE FORM:
(A) MEDIUM TYPE: Floppy disk
(B) COMPUTER: IBM PC compatible
(C) OPERATING SYSTEM: PC-DOS/MS-DOS
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(viii) ATTORNEY/AGENT INFORMATION:
(A) NAME: Hoerner Jr., Dennis R.
(B) REGISTRATION NUMBER: 30,914
(C) REFERENCE/DOCKET NUMBER: 38-21(10535)

(ix) TELECOMMUNICATION INFORMATION:
(A) TELEPHONE: (314)537-6099
(B) TELEFAX: (314)537-6047

(2) INFORMATION FOR SEQ ID NO:1:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 597 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:1:

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AGGAAGAATT CTCAGTCCAA AGCCTCAACA AGGTCAGGGT ACAGAGTCTC CAAACCATTA 180

GCCAAAAGCT ACAGGAGATC AATGAAGAAT CTTCAATCAA AGTAAACTAC TGTTCCAGCA 240

CATGCATCAT GGTCAGTAAG TTTCAGAAAA AGACATCCAC CGAAGACTTA AAGTTAGTGG 300

GCATCTTTGA AAGTAATCTT GTCAACATCG AGCAGCTGGC TTGTGGGGAC CAGACAAAAA 360

AGGAATGGTG CAGAATTGTT AGGCGCACCT ACCAAAAGCA TCTTTGCCTT TATTGCAAAG 420

ATAAAGCAGA TTCCTCTAGT ACAAGTGGGG AACAAAATAA CGTGGAAAAG AGCTGTCCTG 480

ACAGCCCACT CACTAATGCG TATGACGAAC GCAGTGACGA CCACAAAAGA ATTCCCTCTA 540

TATAAGAAGG CATTCATTCC CATTTGAAGG ATCATCAGAT ACTAACCAAT ATTTCTC 597

(2) INFORMATION FOR SEQ ID NO:2:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 1982 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 62..1426

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:2:

AAGCCCGCGT TCTCTCCGGC GCTCCGCCCG GAGAGCCGTG GATAGATTAA GGAAGACGCC 60

C ATG TCG CAC GGT GCA AGC AGC CGG CCC GCA ACC GCC CGC AAA TCC 106
Met Ser His Gly Ala Ser Ser Arg Pro Ala Thr Ala Arg Lys Ser
1 5 10 15

TCT GGC CTT TCC GGA ACC GTC CGC ATT CCC GGC GAC AAG TCG ATC TCC 154
Ser Gly Leu Ser Gly Thr Val Arg Ile Pro Gly Asp Lys Ser Ile Ser
20 25 30

CAC CGG TCC TTC ATG TTC GGC GGT CTC GCG AGC GGT GAA ACG CGC ATC 202
His Arg Ser Phe Met Phe Gly Gly Leu Ala Ser Gly Glu Thr Arg Ile
35 40 45

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ACC GGC CTT CTG GAA GGC GAG GAC GTC ATC AAT ACG GGC AAG GCC ATG        250
Thr Gly Leu Leu Glu Gly Glu Asp Val Ile Asn Thr Gly Lys Ala Met
          50                  55                  60

CAG GCC ATG GGC GCC AGG ATC CGT AAG GAA GGC GAC ACC TGG ATC ATC        298
Gln Ala Met Gly Ala Arg Ile Arg Lys Glu Gly Asp Thr Trp Ile Ile
      65                  70                  75

GAT GGC GTC GGC AAT GGC GGC CTC CTG GCG CCT GAG GCG CCG CTC GAT        346
Asp Gly Val Gly Asn Gly Gly Leu Leu Ala Pro Glu Ala Pro Leu Asp
 80                  85                  90                  95

TTC GGC AAT GCC GCC ACG GGC TGC CGC CTG ACC ATG GGC CTC GTC GGG        394
Phe Gly Asn Ala Ala Thr Gly Cys Arg Leu Thr Met Gly Leu Val Gly
                100                 105                 110

GTC TAC GAT TTC GAC AGC ACC TTC ATC GGC GAC GCC TCG CTC ACA AAG        442
Val Tyr Asp Phe Asp Ser Thr Phe Ile Gly Asp Ala Ser Leu Thr Lys
            115                 120                 125

CGC CCG ATG GGC CGC GTG TTG AAC CCG CTG CGC GAA ATG GGC GTG CAG        490
Arg Pro Met Gly Arg Val Leu Asn Pro Leu Arg Glu Met Gly Val Gln
        130                 135                 140

GTG AAA TCG GAA GAC GGT GAC CGT CTT CCC GTT ACC TTG CGC GGG CCG        538
Val Lys Ser Glu Asp Gly Asp Arg Leu Pro Val Thr Leu Arg Gly Pro
    145                 150                 155

AAG ACG CCG ACG CCG ATC ACC TAC CGC GTG CCG ATG GCC TCC GCA CAG        586
Lys Thr Pro Thr Pro Ile Thr Tyr Arg Val Pro Met Ala Ser Ala Gln
160                 165                 170                 175

GTG AAG TCC GCC GTG CTG CTC GCC GGC CTC AAC ACG CCC GGC ATC ACG        634
Val Lys Ser Ala Val Leu Leu Ala Gly Leu Asn Thr Pro Gly Ile Thr
                180                 185                 190

ACG GTC ATC GAG CCG ATC ATG ACG CGC GAT CAT ACG GAA AAG ATG CTG        682
Thr Val Ile Glu Pro Ile Met Thr Arg Asp His Thr Glu Lys Met Leu
            195                 200                 205

CAG GGC TTT GGC GCC AAC CTT ACC GTC GAG ACG GAT GCG GAC GGC GTG        730
Gln Gly Phe Gly Ala Asn Leu Thr Val Glu Thr Asp Ala Asp Gly Val
        210                 215                 220

CGC ACC ATC CGC CTG GAA GGC CGC GGC AAG CTC ACC GGC CAA GTC ATC        778
Arg Thr Ile Arg Leu Glu Gly Arg Gly Lys Leu Thr Gly Gln Val Ile
    225                 230                 235

GAC GTG CCG GGC GAC CCG TCC TCG ACG GCC TTC CCG CTG GTT GCG GCC        826
Asp Val Pro Gly Asp Pro Ser Ser Thr Ala Phe Pro Leu Val Ala Ala
240                 245                 250                 255

CTG CTT GTT CCG GGC TCC GAC GTC ACC ATC CTC AAC GTG CTG ATG AAC        874
Leu Leu Val Pro Gly Ser Asp Val Thr Ile Leu Asn Val Leu Met Asn
                260                 265                 270
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CCC ACC CGC ACC GGC CTC ATC CTG ACG CTG CAG GAA ATG GGC GCC GAC      922
Pro Thr Arg Thr Gly Leu Ile Leu Thr Leu Gln Glu Met Gly Ala Asp
            275                 280                 285

ATC GAA GTC ATC AAC CCG CGC CTT GCC GGC GGC GAA GAC GTG GCG GAC      970
Ile Glu Val Ile Asn Pro Arg Leu Ala Gly Gly Glu Asp Val Ala Asp
        290                 295                 300

CTG CGC GTT CGC TCC TCC ACG CTG AAG GGC GTC ACG GTG CCG GAA GAC     1018
Leu Arg Val Arg Ser Ser Thr Leu Lys Gly Val Thr Val Pro Glu Asp
    305                 310                 315

CGC GCG CCT TCG ATG ATC GAC GAA TAT CCG ATT CTC GCT GTC GCC GCC     1066
Arg Ala Pro Ser Met Ile Asp Glu Tyr Pro Ile Leu Ala Val Ala Ala
320                 325                 330                 335

GCC TTC GCG GAA GGG GCG ACC GTG ATG AAC GGT CTG GAA GAA CTC CGC     1114
Ala Phe Ala Glu Gly Ala Thr Val Met Asn Gly Leu Glu Glu Leu Arg
                340                 345                 350

GTC AAG GAA AGC GAC CGC CTC TCG GCC GTC GCC AAT GGC CTC AAG CTC     1162
Val Lys Glu Ser Asp Arg Leu Ser Ala Val Ala Asn Gly Leu Lys Leu
            355                 360                 365

AAT GGC GTG GAT TGC GAT GAG GGC GAG ACG TCG CTC GTC GTG CGC GGC     1210
Asn Gly Val Asp Cys Asp Glu Gly Glu Thr Ser Leu Val Val Arg Gly
        370                 375                 380

CGC CCT GAC GGC AAG GGG CTC GGC AAC GCC TCG GGC GCC GCC GTC GCC     1258
Arg Pro Asp Gly Lys Gly Leu Gly Asn Ala Ser Gly Ala Ala Val Ala
    385                 390                 395

ACC CAT CTC GAT CAC CGC ATC GCC ATG AGC TTC CTC GTC ATG GGC CTC     1306
Thr His Leu Asp His Arg Ile Ala Met Ser Phe Leu Val Met Gly Leu
400                 405                 410                 415

GTG TCG GAA AAC CCT GTC ACG GTG GAC GAT GCC ACG ATG ATC GCC ACG     1354
Val Ser Glu Asn Pro Val Thr Val Asp Asp Ala Thr Met Ile Ala Thr
                420                 425                 430

AGC TTC CCG GAG TTC ATG GAC CTG ATG GCC GGG CTG GGC GCG AAG ATC     1402
Ser Phe Pro Glu Phe Met Asp Leu Met Ala Gly Leu Gly Ala Lys Ile
            435                 440                 445

GAA CTC TCC GAT ACG AAG GCT GCC TGATGACCTT CACAATCGCC ATCGATGGTC    1456
Glu Leu Ser Asp Thr Lys Ala Ala
        450                 455

CCGCTGCGGC CGGCAAGGGG ACGCTCTCGC GCCGTATCGC GGAGGTCTAT GGCTTTCATC   1516

ATCTCGATAC GGGCCTGACC TATCGCGCCA CGGCCAAAGC GCTGCTCGAT CGCGGCCTGT   1576

CGCTTGATGA CGAGGCGGTT GCGGCCGATG TCGCCCGCAA TCTCGATCTT GCCGGGCTCG   1636

ACCGGTCGGT GCTGTCGGCC CATGCCATCG GCGAGGCGGC TTCGAAGATC GCGGTCATGC   1696

CCTCGGTGCG GCGGGCGCTG GTCGAGGCGC AGCGCAGCTT TGCGGCGCGT GAGCCGGGCA   1756
```

CGGTGCTGGA TGGACGCGAT ATCGGCACGG TGGTCTGCCC GGATGCGCCG GTGAAGCTCT 1816

ATGTCACCGC GTCACCGGAA GTGCGCGCGA AACGCCGCTA TGACGAAATC CTCGGCAATG 1876

GCGGGTTGGC CGATTACGGG ACGATCCTCG AGGATATCCG CCGCCGCGAC GAGCGGGACA 1936

TGGGTCGGGC GGACAGTCCT TTGAAGCCCG CCGACGATGC GCACTT 1982

(2) INFORMATION FOR SEQ ID NO:3:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 455 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:3:

Met Ser His Gly Ala Ser Ser Arg Pro Ala Thr Ala Arg Lys Ser Ser
1 5 10 15

Gly Leu Ser Gly Thr Val Arg Ile Pro Gly Asp Lys Ser Ile Ser His
20 25 30

Arg Ser Phe Met Phe Gly Gly Leu Ala Ser Gly Glu Thr Arg Ile Thr
35 40 45

Gly Leu Leu Glu Gly Glu Asp Val Ile Asn Thr Gly Lys Ala Met Gln
50 55 60

Ala Met Gly Ala Arg Ile Arg Lys Glu Gly Asp Thr Trp Ile Ile Asp
65 70 75 80

Gly Val Gly Asn Gly Gly Leu Leu Ala Pro Glu Ala Pro Leu Asp Phe
85 90 95

Gly Asn Ala Ala Thr Gly Cys Arg Leu Thr Met Gly Leu Val Gly Val
100 105 110

Tyr Asp Phe Asp Ser Thr Phe Ile Gly Asp Ala Ser Leu Thr Lys Arg
115 120 125

Pro Met Gly Arg Val Leu Asn Pro Leu Arg Glu Met Gly Val Gln Val
130 135 140

Lys Ser Glu Asp Gly Asp Arg Leu Pro Val Thr Leu Arg Gly Pro Lys
145 150 155 160

Thr Pro Thr Pro Ile Thr Tyr Arg Val Pro Met Ala Ser Ala Gln Val
165 170 175

Lys Ser Ala Val Leu Leu Ala Gly Leu Asn Thr Pro Gly Ile Thr Thr
180 185 190

```
Val Ile Glu Pro Ile Met Thr Arg Asp His Thr Glu Lys Met Leu Gln
        195                 200                 205

Gly Phe Gly Ala Asn Leu Thr Val Glu Thr Asp Ala Asp Gly Val Arg
    210                 215                 220

Thr Ile Arg Leu Glu Gly Arg Gly Lys Leu Thr Gly Gln Val Ile Asp
225                 230                 235                 240

Val Pro Gly Asp Pro Ser Ser Thr Ala Phe Pro Leu Val Ala Ala Leu
                245                 250                 255

Leu Val Pro Gly Ser Asp Val Thr Ile Leu Asn Val Leu Met Asn Pro
            260                 265                 270

Thr Arg Thr Gly Leu Ile Leu Thr Leu Gln Glu Met Gly Ala Asp Ile
        275                 280                 285

Glu Val Ile Asn Pro Arg Leu Ala Gly Gly Glu Asp Val Ala Asp Leu
    290                 295                 300

Arg Val Arg Ser Ser Thr Leu Lys Gly Val Thr Val Pro Glu Asp Arg
305                 310                 315                 320

Ala Pro Ser Met Ile Asp Glu Tyr Pro Ile Leu Ala Val Ala Ala Ala
                325                 330                 335

Phe Ala Glu Gly Ala Thr Val Met Asn Gly Leu Glu Glu Leu Arg Val
            340                 345                 350

Lys Glu Ser Asp Arg Leu Ser Ala Val Ala Asn Gly Leu Lys Leu Asn
        355                 360                 365

Gly Val Asp Cys Asp Glu Gly Glu Thr Ser Leu Val Val Arg Gly Arg
    370                 375                 380

Pro Asp Gly Lys Gly Leu Gly Asn Ala Ser Gly Ala Ala Val Ala Thr
385                 390                 395                 400

His Leu Asp His Arg Ile Ala Met Ser Phe Leu Val Met Gly Leu Val
                405                 410                 415

Ser Glu Asn Pro Val Thr Val Asp Asp Ala Thr Met Ile Ala Thr Ser
            420                 425                 430

Phe Pro Glu Phe Met Asp Leu Met Ala Gly Leu Gly Ala Lys Ile Glu
        435                 440                 445

Leu Ser Asp Thr Lys Ala Ala
    450                 455
```

(2) INFORMATION FOR SEQ ID NO:4:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 1673 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double

(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 86..1432

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:4:

```
GTAGCCACAC ATAATTACTA TAGCTAGGAA GCCCGCTATC TCTCAATCCC GCGTGATCGC      60

GCCAAAATGT GACTGTGAAA AATCC ATG TCC CAT TCT GCA TCC CCG AAA CCA      112
                            Met Ser His Ser Ala Ser Pro Lys Pro
                              1               5

GCA ACC GCC CGC CGC TCG GAG GCA CTC ACG GGC GAA ATC CGC ATT CCG      160
Ala Thr Ala Arg Arg Ser Glu Ala Leu Thr Gly Glu Ile Arg Ile Pro
 10                  15                  20                  25

GGC GAC AAG TCC ATC TCG CAT CGC TCC TTC ATG TTT GGC GGT CTC GCA      208
Gly Asp Lys Ser Ile Ser His Arg Ser Phe Met Phe Gly Gly Leu Ala
                 30                  35                  40

TCG GGC GAA ACC CGC ATC ACC GGC CTT CTG GAA GGC GAG GAC GTC ATC      256
Ser Gly Glu Thr Arg Ile Thr Gly Leu Leu Glu Gly Glu Asp Val Ile
             45                  50                  55

AAT ACA GGC CGC GCC ATG CAG GCC ATG GGC GCG AAA ATC CGT AAA GAG      304
Asn Thr Gly Arg Ala Met Gln Ala Met Gly Ala Lys Ile Arg Lys Glu
         60                  65                  70

GGC GAT GTC TGG ATC ATC AAC GGC GTC GGC AAT GGC TGC CTG TTG CAG      352
Gly Asp Val Trp Ile Ile Asn Gly Val Gly Asn Gly Cys Leu Leu Gln
     75                  80                  85

CCC GAA GCT GCG CTC GAT TTC GGC AAT GCC GGA ACC GGC GCG CGC CTC      400
Pro Glu Ala Ala Leu Asp Phe Gly Asn Ala Gly Thr Gly Ala Arg Leu
 90                  95                  100                 105

ACC ATG GGC CTT GTC GGC ACC TAT GAC ATG AAG ACC TCC TTT ATC GGC      448
Thr Met Gly Leu Val Gly Thr Tyr Asp Met Lys Thr Ser Phe Ile Gly
                110                 115                 120

GAC GCC TCG CTG TCG AAG CGC CCG ATG GGC CGC GTG CTG AAC CCG TTG      496
Asp Ala Ser Leu Ser Lys Arg Pro Met Gly Arg Val Leu Asn Pro Leu
            125                 130                 135

CGC GAA ATG GGC GTT CAG GTG GAA GCA GCC GAT GGC GAC CGC ATG CCG      544
Arg Glu Met Gly Val Gln Val Glu Ala Ala Asp Gly Asp Arg Met Pro
        140                 145                 150
```

```
CTG ACG CTG ATC GGC CCG AAG ACG GCC AAT CCG ATC ACC TAT CGC GTG        592
Leu Thr Leu Ile Gly Pro Lys Thr Ala Asn Pro Ile Thr Tyr Arg Val
    155                 160                 165

CCG ATG GCC TCC GCG CAG GTA AAA TCC GCC GTG CTG CTC GCC GGT CTC        640
Pro Met Ala Ser Ala Gln Val Lys Ser Ala Val Leu Leu Ala Gly Leu
170                 175                 180                 185

AAC ACG CCG GGC GTC ACC ACC GTC ATC GAG CCG GTC ATG ACC CGC GAC        688
Asn Thr Pro Gly Val Thr Thr Val Ile Glu Pro Val Met Thr Arg Asp
                190                 195                 200

CAC ACC GAA AAG ATG CTG CAG GGC TTT GGC GCC GAC CTC ACG GTC GAG        736
His Thr Glu Lys Met Leu Gln Gly Phe Gly Ala Asp Leu Thr Val Glu
            205                 210                 215

ACC GAC AAG GAT GGC GTG CGC CAT ATC CGC ATC ACC GGC CAG GGC AAG        784
Thr Asp Lys Asp Gly Val Arg His Ile Arg Ile Thr Gly Gln Gly Lys
        220                 225                 230

CTT GTC GGC CAG ACC ATC GAC GTG CCG GGC GAT CCG TCA TCG ACC GCC        832
Leu Val Gly Gln Thr Ile Asp Val Pro Gly Asp Pro Ser Ser Thr Ala
    235                 240                 245

TTC CCG CTC GTT GCC GCC CTT CTG GTG GAA GGT TCC GAC GTC ACC ATC        880
Phe Pro Leu Val Ala Ala Leu Leu Val Glu Gly Ser Asp Val Thr Ile
250                 255                 260                 265

CGC AAC GTG CTG ATG AAC CCG ACC CGT ACC GGC CTC ATC CTC ACC TTG        928
Arg Asn Val Leu Met Asn Pro Thr Arg Thr Gly Leu Ile Leu Thr Leu
                270                 275                 280

CAG GAA ATG GGC GCC GAT ATC GAA GTG CTC AAT GCC CGT CTT GCA GGC        976
Gln Glu Met Gly Ala Asp Ile Glu Val Leu Asn Ala Arg Leu Ala Gly
            285                 290                 295

GGC GAA GAC GTC GCC GAT CTG CGC GTC AGG GCT TCG AAG CTC AAG GGC       1024
Gly Glu Asp Val Ala Asp Leu Arg Val Arg Ala Ser Lys Leu Lys Gly
        300                 305                 310

GTC GTC GTT CCG CCG GAA CGT GCG CCG TCG ATG ATC GAC GAA TAT CCG       1072
Val Val Val Pro Pro Glu Arg Ala Pro Ser Met Ile Asp Glu Tyr Pro
    315                 320                 325

GTC CTG GCG ATT GCC GCC TCC TTC GCG GAA GGC GAA ACC GTG ATG GAC       1120
Val Leu Ala Ile Ala Ala Ser Phe Ala Glu Gly Glu Thr Val Met Asp
330                 335                 340                 345

GGG CTC GAC GAA CTG CGC GTC AAG GAA TCG GAT CGT CTG GCA GCG GTC       1168
Gly Leu Asp Glu Leu Arg Val Lys Glu Ser Asp Arg Leu Ala Ala Val
                350                 355                 360

GCA CGC GGC CTT GAA GCC AAC GGC GTC GAT TGC ACC GAA GGC GAG ATG       1216
Ala Arg Gly Leu Glu Ala Asn Gly Val Asp Cys Thr Glu Gly Glu Met
            365                 370                 375
```

```
TCG CTG ACG GTT CGC GGC CGC CCC GAC GGC AAG GGA CTG GGC GGC GGC      1264
Ser Leu Thr Val Arg Gly Arg Pro Asp Gly Lys Gly Leu Gly Gly Gly
        380                 385                 390

ACG GTT GCA ACC CAT CTC GAT CAT CGT ATC GCG ATG AGC TTC CTC GTG      1312
Thr Val Ala Thr His Leu Asp His Arg Ile Ala Met Ser Phe Leu Val
    395                 400                 405

ATG GGC CTT GCG GCG GAA AAG CCG GTG ACG GTT GAC GAC AGT AAC ATG      1360
Met Gly Leu Ala Ala Glu Lys Pro Val Thr Val Asp Asp Ser Asn Met
410                 415                 420                 425

ATC GCC ACG TCC TTC CCC GAA TTC ATG GAC ATG ATG CCG GGA TTG GGC      1408
Ile Ala Thr Ser Phe Pro Glu Phe Met Asp Met Met Pro Gly Leu Gly
                430                 435                 440

GCA AAG ATC GAG TTG AGC ATA CTC TAGTCACTCG ACAGCGAAAA TATTATTTGC     1462
Ala Lys Ile Glu Leu Ser Ile Leu
            445

GAGATTGGGC ATTATTACCG GTTGGTCTCA GCGGGGGTTT AATGTCCAAT CTTCCATACG    1522

TAACAGCATC AGGAAATATC AAAAAAGCTT TAGAAGGAAT TGCTAGAGCA GCGACGCCGC    1582

CTAAGCTTTC TCAAGACTTC GTTAAAACTG TACTGAAATC CCGGGGGGTC CGGGGATCAA    1642

ATGACTTCAT TTCTGAGAAA TTGGCCTCGC A                                   1673
```

(2) INFORMATION FOR SEQ ID NO:5:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 449 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:5:

```
Met Ser His Ser Ala Ser Pro Lys Pro Ala Thr Ala Arg Arg Ser Glu
  1               5                  10                  15

Ala Leu Thr Gly Glu Ile Arg Ile Pro Gly Asp Lys Ser Ile Ser His
            20                  25                  30

Arg Ser Phe Met Phe Gly Gly Leu Ala Ser Gly Glu Thr Arg Ile Thr
        35                  40                  45

Gly Leu Leu Glu Gly Glu Asp Val Ile Asn Thr Gly Arg Ala Met Gln
    50                  55                  60

Ala Met Gly Ala Lys Ile Arg Lys Glu Gly Asp Val Trp Ile Ile Asn
65                  70                  75                  80

Gly Val Gly Asn Gly Cys Leu Leu Gln Pro Glu Ala Ala Leu Asp Phe
                85                  90                  95
```

```
Gly Asn Ala Gly Thr Gly Ala Arg Leu Thr Met Gly Leu Val Gly Thr
                100                 105                 110

Tyr Asp Met Lys Thr Ser Phe Ile Gly Asp Ala Ser Leu Ser Lys Arg
        115                 120                 125

Pro Met Gly Arg Val Leu Asn Pro Leu Arg Glu Met Gly Val Gln Val
    130                 135                 140

Glu Ala Ala Asp Gly Asp Arg Met Pro Leu Thr Leu Ile Gly Pro Lys
145                 150                 155                 160

Thr Ala Asn Pro Ile Thr Tyr Arg Val Pro Met Ala Ser Ala Gln Val
                165                 170                 175

Lys Ser Ala Val Leu Leu Ala Gly Leu Asn Thr Pro Gly Val Thr Thr
            180                 185                 190

Val Ile Glu Pro Val Met Thr Arg Asp His Thr Glu Lys Met Leu Gln
        195                 200                 205

Gly Phe Gly Ala Asp Leu Thr Val Glu Thr Asp Lys Asp Gly Val Arg
    210                 215                 220

His Ile Arg Ile Thr Gly Gln Gly Lys Leu Val Gly Gln Thr Ile Asp
225                 230                 235                 240

Val Pro Gly Asp Pro Ser Ser Thr Ala Phe Pro Leu Val Ala Ala Leu
                245                 250                 255

Leu Val Glu Gly Ser Asp Val Thr Ile Arg Asn Val Leu Met Asn Pro
            260                 265                 270

Thr Arg Thr Gly Leu Ile Leu Thr Leu Gln Glu Met Gly Ala Asp Ile
        275                 280                 285

Glu Val Leu Asn Ala Arg Leu Ala Gly Gly Glu Asp Val Ala Asp Leu
    290                 295                 300

Arg Val Arg Ala Ser Lys Leu Lys Gly Val Val Val Pro Pro Glu Arg
305                 310                 315                 320

Ala Pro Ser Met Ile Asp Glu Tyr Pro Val Leu Ala Ile Ala Ala Ser
                325                 330                 335

Phe Ala Glu Gly Glu Thr Val Met Asp Gly Leu Asp Glu Leu Arg Val
            340                 345                 350

Lys Glu Ser Asp Arg Leu Ala Ala Val Ala Arg Gly Leu Glu Ala Asn
        355                 360                 365

Gly Val Asp Cys Thr Glu Gly Glu Met Ser Leu Thr Val Arg Gly Arg
    370                 375                 380

Pro Asp Gly Lys Gly Leu Gly Gly Gly Thr Val Ala Thr His Leu Asp
385                 390                 395                 400
```

```
His Arg Ile Ala Met Ser Phe Leu Val Met Gly Leu Ala Ala Glu Lys
                405                 410                 415

Pro Val Thr Val Asp Asp Ser Asn Met Ile Ala Thr Ser Phe Pro Glu
            420                 425                 430

Phe Met Asp Met Met Pro Gly Leu Gly Ala Lys Ile Glu Leu Ser Ile
        435                 440                 445

Leu
```

(2) INFORMATION FOR SEQ ID NO:6:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 1500 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 34..1380

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:6:

```
GTGATCGCGC CAAAATGTGA CTGTGAAAAA TCC ATG TCC CAT TCT GCA TCC CCG      54
                                      Met Ser His Ser Ala Ser Pro
                                        1               5

AAA CCA GCA ACC GCC CGC CGC TCG GAG GCA CTC ACG GGC GAA ATC CGC      102
Lys Pro Ala Thr Ala Arg Arg Ser Glu Ala Leu Thr Gly Glu Ile Arg
         10                  15                  20

ATT CCG GGC GAC AAG TCC ATC TCG CAT CGC TCC TTC ATG TTT GGC GGT      150
Ile Pro Gly Asp Lys Ser Ile Ser His Arg Ser Phe Met Phe Gly Gly
     25                  30                  35

CTC GCA TCG GGC GAA ACC CGC ATC ACC GGC CTT CTG GAA GGC GAG GAC      198
Leu Ala Ser Gly Glu Thr Arg Ile Thr Gly Leu Leu Glu Gly Glu Asp
 40                  45                  50                  55

GTC ATC AAT ACA GGC CGC GCC ATG CAG GCC ATG GGC GCG AAA ATC CGT      246
Val Ile Asn Thr Gly Arg Ala Met Gln Ala Met Gly Ala Lys Ile Arg
                 60                  65                  70

AAA GAG GGC GAT GTC TGG ATC ATC AAC GGC GTC GGC AAT GGC TGC CTG      294
Lys Glu Gly Asp Val Trp Ile Ile Asn Gly Val Gly Asn Gly Cys Leu
             75                  80                  85

TTG CAG CCC GAA GCT GCG CTC GAT TTC GGC AAT GCC GGA ACC GGC GCG      342
Leu Gln Pro Glu Ala Ala Leu Asp Phe Gly Asn Ala Gly Thr Gly Ala
         90                  95                  100
```

```
CGC CTC ACC ATG GGC CTT GTC GGC ACC TAT GAC ATG AAG ACC TCC TTT      390
Arg Leu Thr Met Gly Leu Val Gly Thr Tyr Asp Met Lys Thr Ser Phe
    105                 110                 115

ATC GGC GAC GCC TCG CTG TCG AAG CGC CCG ATG GGC CGC GTG CTG AAC      438
Ile Gly Asp Ala Ser Leu Ser Lys Arg Pro Met Gly Arg Val Leu Asn
120                 125                 130                 135


CCG TTG CGC GAA ATG GGC GTT CAG GTG GAA GCA GCC GAT GGC GAC CGC      486
Pro Leu Arg Glu Met Gly Val Gln Val Glu Ala Ala Asp Gly Asp Arg
                140                 145                 150

ATG CCG CTG ACG CTG ATC GGC CCG AAG ACG GCC AAT CCG ATC ACC TAT      534
Met Pro Leu Thr Leu Ile Gly Pro Lys Thr Ala Asn Pro Ile Thr Tyr
            155                 160                 165

CGC GTG CCG ATG GCC TCC GCG CAG GTA AAA TCC GCC GTG CTG CTC GCC      582
Arg Val Pro Met Ala Ser Ala Gln Val Lys Ser Ala Val Leu Leu Ala
        170                 175                 180

GGT CTC AAC ACG CCG GGC GTC ACC ACC GTC ATC GAG CCG GTC ATG ACC      630
Gly Leu Asn Thr Pro Gly Val Thr Thr Val Ile Glu Pro Val Met Thr
    185                 190                 195

CGC GAC CAC ACC GAA AAG ATG CTG CAG GGC TTT GGC GCC GAC CTC ACG      678
Arg Asp His Thr Glu Lys Met Leu Gln Gly Phe Gly Ala Asp Leu Thr
200                 205                 210                 215

GTC GAG ACC GAC AAG GAT GGC GTG CGC CAT ATC CGC ATC ACC GGC CAG      726
Val Glu Thr Asp Lys Asp Gly Val Arg His Ile Arg Ile Thr Gly Gln
                220                 225                 230

GGC AAG CTT GTC GGC CAG ACC ATC GAC GTG CCG GGC GAT CCG TCA TCG      774
Gly Lys Leu Val Gly Gln Thr Ile Asp Val Pro Gly Asp Pro Ser Ser
            235                 240                 245

ACC GCC TTC CCG CTC GTT GCC GCC CTT CTG GTG GAA GGT TCC GAC GTC      822
Thr Ala Phe Pro Leu Val Ala Ala Leu Leu Val Glu Gly Ser Asp Val
        250                 255                 260

ACC ATC CGC AAC GTG CTG ATG AAC CCG ACC CGT ACC GGC CTC ATC CTC      870
Thr Ile Arg Asn Val Leu Met Asn Pro Thr Arg Thr Gly Leu Ile Leu
    265                 270                 275

ACC TTG CAG GAA ATG GGC GCC GAT ATC GAA GTG CTC AAT GCC CGT CTT      918
Thr Leu Gln Glu Met Gly Ala Asp Ile Glu Val Leu Asn Ala Arg Leu
280                 285                 290                 295

GCA GGC GGC GAA GAC GTC GCC GAT CTG CGC GTC AGG GCT TCG AAG CTC      966
Ala Gly Gly Glu Asp Val Ala Asp Leu Arg Val Arg Ala Ser Lys Leu
                300                 305                 310

AAG GGC GTC GTC GTT CCG CCG GAA CGT GCG CCG TCG ATG ATC GAC GAA     1014
Lys Gly Val Val Val Pro Pro Glu Arg Ala Pro Ser Met Ile Asp Glu
            315                 320                 325
```

```
TAT CCG GTC CTG GCG ATT GCC GCC TCC TTC GCG GAA GGC GAA ACC GTG      1062
Tyr Pro Val Leu Ala Ile Ala Ala Ser Phe Ala Glu Gly Glu Thr Val
        330                 335                 340

ATG GAC GGG CTC GAC GAA CTG CGC GTC AAG GAA TCG GAT CGT CTG GCA      1110
Met Asp Gly Leu Asp Glu Leu Arg Val Lys Glu Ser Asp Arg Leu Ala
    345                 350                 355

GCG GTC GCA CGC GGC CTT GAA GCC AAC GGC GTC GAT TGC ACC GAA GGC      1158
Ala Val Ala Arg Gly Leu Glu Ala Asn Gly Val Asp Cys Thr Glu Gly
360                 365                 370                 375

GAG ATG TCG CTG ACG GTT CGC GGC CGC CCC GAC GGC AAG GGA CTG GGC      1206
Glu Met Ser Leu Thr Val Arg Gly Arg Pro Asp Gly Lys Gly Leu Gly
                380                 385                 390

GGC GGC ACG GTT GCA ACC CAT CTC GAT CAT CGT ATC GCG ATG AGC TTC      1254
Gly Gly Thr Val Ala Thr His Leu Asp His Arg Ile Ala Met Ser Phe
            395                 400                 405

CTC GTG ATG GGC CTT GCG GCG GAA AAG CCG GTG ACG GTT GAC GAC AGT      1302
Leu Val Met Gly Leu Ala Ala Glu Lys Pro Val Thr Val Asp Asp Ser
        410                 415                 420

AAC ATG ATC GCC ACG TCC TTC CCC GAA TTC ATG GAC ATG ATG CCG GGA      1350
Asn Met Ile Ala Thr Ser Phe Pro Glu Phe Met Asp Met Met Pro Gly
    425                 430                 435

TTG GGC GCA AAG ATC GAG TTG AGC ATA CTC TAGTCACTCG ACAGCGAAAA        1400
Leu Gly Ala Lys Ile Glu Leu Ser Ile Leu
440                 445

TATTATTTGC GAGATTGGGC ATTATTACCG GTTGGTCTCA GCGGGGGTTT AATGTCCAAT    1460

CTTCCATACG TAACAGCATC AGGAAATATC AAAAAAGCTT                          1500
```

(2) INFORMATION FOR SEQ ID NO:7:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 449 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:7:

```
Met Ser His Ser Ala Ser Pro Lys Pro Ala Thr Ala Arg Arg Ser Glu
  1               5                  10                  15

Ala Leu Thr Gly Glu Ile Arg Ile Pro Gly Asp Lys Ser Ile Ser His
             20                  25                  30

Arg Ser Phe Met Phe Gly Gly Leu Ala Ser Gly Glu Thr Arg Ile Thr
         35                  40                  45
```

```
Gly Leu Leu Glu Gly Glu Asp Val Ile Asn Thr Gly Arg Ala Met Gln
     50                  55                  60

Ala Met Gly Ala Lys Ile Arg Lys Glu Gly Asp Val Trp Ile Ile Asn
 65                  70                  75                  80

Gly Val Gly Asn Gly Cys Leu Leu Gln Pro Glu Ala Ala Leu Asp Phe
                 85                  90                  95

Gly Asn Ala Gly Thr Gly Ala Arg Leu Thr Met Gly Leu Val Gly Thr
            100                 105                 110

Tyr Asp Met Lys Thr Ser Phe Ile Gly Asp Ala Ser Leu Ser Lys Arg
        115                 120                 125

Pro Met Gly Arg Val Leu Asn Pro Leu Arg Glu Met Gly Val Gln Val
    130                 135                 140

Glu Ala Ala Asp Gly Asp Arg Met Pro Leu Thr Leu Ile Gly Pro Lys
145                 150                 155                 160

Thr Ala Asn Pro Ile Thr Tyr Arg Val Pro Met Ala Ser Ala Gln Val
                165                 170                 175

Lys Ser Ala Val Leu Leu Ala Gly Leu Asn Thr Pro Gly Val Thr Thr
            180                 185                 190

Val Ile Glu Pro Val Met Thr Arg Asp His Thr Glu Lys Met Leu Gln
        195                 200                 205

Gly Phe Gly Ala Asp Leu Thr Val Glu Thr Asp Lys Asp Gly Val Arg
    210                 215                 220

His Ile Arg Ile Thr Gly Gln Gly Lys Leu Val Gly Gln Thr Ile Asp
225                 230                 235                 240

Val Pro Gly Asp Pro Ser Ser Thr Ala Phe Pro Leu Val Ala Ala Leu
                245                 250                 255

Leu Val Glu Gly Ser Asp Val Thr Ile Arg Asn Val Leu Met Asn Pro
            260                 265                 270

Thr Arg Thr Gly Leu Ile Leu Thr Leu Gln Glu Met Gly Ala Asp Ile
        275                 280                 285

Glu Val Leu Asn Ala Arg Leu Ala Gly Gly Glu Asp Val Ala Asp Leu
    290                 295                 300

Arg Val Arg Ala Ser Lys Leu Lys Gly Val Val Val Pro Pro Glu Arg
305                 310                 315                 320

Ala Pro Ser Met Ile Asp Glu Tyr Pro Val Leu Ala Ile Ala Ala Ser
                325                 330                 335

Phe Ala Glu Gly Glu Thr Val Met Asp Gly Leu Asp Glu Leu Arg Val
            340                 345                 350
```

```
Lys Glu Ser Asp Arg Leu Ala Ala Val Ala Arg Gly Leu Glu Ala Asn
        355                 360                 365

Gly Val Asp Cys Thr Glu Gly Glu Met Ser Leu Thr Val Arg Gly Arg
    370                 375                 380

Pro Asp Gly Lys Gly Leu Gly Gly Gly Thr Val Ala Thr His Leu Asp
385                 390                 395                 400

His Arg Ile Ala Met Ser Phe Leu Val Met Gly Leu Ala Ala Glu Lys
                405                 410                 415

Pro Val Thr Val Asp Asp Ser Asn Met Ile Ala Thr Ser Phe Pro Glu
            420                 425                 430

Phe Met Asp Met Met Pro Gly Leu Gly Ala Lys Ile Glu Leu Ser Ile
        435                 440                 445

Leu
```

(2) INFORMATION FOR SEQ ID NO:8:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 423 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:8:

```
Ser Leu Thr Leu Gln Pro Ile Ala Arg Val Asp Gly Thr Ile Asn Leu
1               5                   10                  15

Pro Gly Ser Lys Thr Val Ser Asn Arg Ala Leu Leu Leu Ala Ala Leu
            20                  25                  30

Ala His Gly Lys Thr Val Leu Thr Asn Leu Leu Asp Ser Asp Asp Val
        35                  40                  45

Arg His Met Leu Asn Ala Leu Thr Ala Leu Gly Val Ser Tyr Thr Leu
    50                  55                  60

Ser Ala Asp Arg Thr Arg Cys Glu Ile Ile Gly Asn Gly Gly Pro Leu
65                  70                  75                  80

His Ala Glu Gly Ala Leu Glu Leu Phe Leu Gly Asn Ala Gly Thr Ala
                85                  90                  95

Met Arg Pro Leu Ala Ala Ala Leu Cys Leu Gly Ser Asn Asp Ile Val
            100                 105                 110
```

Leu Thr Gly Glu Pro Arg Met Lys Glu Arg Pro Ile Gly His Leu Val
115 120 125

Asp Ala Leu Arg Leu Gly Gly Ala Lys Ile Thr Tyr Leu Glu Gln Glu
130 135 140

Asn Tyr Pro Pro Leu Arg Leu Gln Gly Gly Phe Thr Gly Gly Asn Val
145 150 155 160

Asp Val Asp Gly Ser Val Ser Ser Gln Phe Leu Thr Ala Leu Leu Met
165 170 175

Thr Ala Pro Leu Ala Pro Glu Asp Thr Val Ile Arg Ile Lys Gly Asp
180 185 190

Leu Val Ser Lys Pro Tyr Ile Asp Ile Thr Leu Asn Leu Met Lys Thr
195 200 205

Phe Gly Val Glu Ile Glu Asn Gln His Tyr Gln Gln Phe Val Val Lys
210 215 220

Gly Gly Gln Ser Tyr Gln Ser Pro Gly Thr Tyr Leu Val Glu Gly Asp
225 230 235 240

Ala Ser Ser Ala Ser Tyr Phe Leu Ala Ala Ala Ala Ile Lys Gly Gly
245 250 255

Thr Val Lys Val Thr Gly Ile Gly Arg Asn Ser Met Gln Gly Asp Ile
260 265 270

Arg Phe Ala Asp Val Leu Glu Lys Met Gly Ala Thr Ile Cys Trp Gly
275 280 285

Asp Asp Tyr Ile Ser Cys Thr Arg Gly Glu Leu Asn Ala Ile Asp Met
290 295 300

Asp Met Asn His Ile Pro Asp Ala Ala Met Thr Ile Ala Thr Ala Ala
305 310 315 320

Leu Phe Ala Lys Gly Thr Thr Arg Leu Arg Asn Ile Tyr Asn Trp Arg
325 330 335

Val Lys Glu Thr Asp Arg Leu Phe Ala Met Ala Thr Glu Leu Arg Lys
340 345 350

Val Gly Ala Glu Val Glu Glu Gly His Asp Tyr Ile Arg Ile Thr Pro
355 360 365

Pro Glu Lys Leu Asn Phe Ala Glu Ile Ala Thr Tyr Asn Asp His Arg
370 375 380

Met Ala Met Cys Phe Ser Leu Val Ala Leu Ser Asp Thr Pro Val Thr
385 390 395 400

Ile Leu Asp Pro Lys Cys Thr Ala Lys Thr Phe Pro Asp Tyr Phe Glu
405 410 415

Gln Leu Ala Arg Ile Ser Gln
420

(2) INFORMATION FOR SEQ ID NO:9:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 1377 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:9:

CCATGGCTCA CGGTGCAAGC AGCCGTCCAG CAACTGCTCG TAAGTCCTCT GGTCTTTCTG 60

GAACCGTCCG TATTCCAGGT GACAAGTCTA TCTCCCACAG GTCCTTCATG TTTGGAGGTC 120

TCGCTAGCGG TGAAACTCGT ATCACCGGTC TTTTGGAAGG TGAAGATGTT ATCAACACTG 180

GTAAGGCTAT GCAAGCTATG GGTGCCAGAA TCCGTAAGGA AGGTGATACT TGGATCATTG 240

ATGGTGTTGG TAACGGTGGA CTCCTTGCTC CTGAGGCTCC TCTCGATTTC GGTAACGCTG 300

CAACTGGTTG CCGTTTGACT ATGGGTCTTG TTGGTGTTTA CGATTTCGAT AGCACTTTCA 360

TTGGTGACGC TTCTCTCACT AAGCGTCCAA TGGGTCGTGT GTTGAACCCA CTTCGCGAAA 420

TGGGTGTGCA GGTGAAGTCT GAAGACGGTG ATCGTCTTCC AGTTACCTTG CGTGGACCAA 480

AGACTCCAAC GCCAATCACC TACAGGGTAC CTATGGCTTC CGCTCAAGTG AAGTCCGCTG 540

TTCTGCTTGC TGGTCTCAAC ACCCCAGGTA TCACCACTGT TATCGAGCCA ATCATGACTC 600

GTGACCACAC TGAAAAGATG CTTCAAGGTT TTGGTGCTAA CCTTACCGTT GAGACTGATG 660

CTGACGGTGT GCGTACCATC CGTCTTGAAG GTCGTGGTAA GCTCACCGGT CAAGTGATTG 720

ATGTTCCAGG TGATCCATCC TCTACTGCTT TCCCATTGGT TGCTGCCTTG CTTGTTCCAG 780

GTTCCGACGT CACCATCCTT AACGTTTTGA TGAACCCAAC CCGTACTGGT CTCATCTTGA 840

CTCTGCAGGA AATGGGTGCC GACATCGAAG TGATCAACCC ACGTCTTGCT GGTGGAGAAG 900

ACGTGGCTGA CTTGCGTGTT CGTTCTTCTA CTTTGAAGGG TGTTACTGTT CCAGAAGACC 960

GTGCTCCTTC TATGATCGAC GAGTATCCAA TTCTCGCTGT TGCAGCTGCA TTCGCTGAAG 1020

GTGCTACCGT TATGAACGGT TTGGAAGAAC TCCGTGTTAA GGAAAGCGAC CGTCTTTCTG 1080

CTGTCGCAAA CGGTCTCAAG CTCAACGGTG TTGATTGCGA TGAAGGTGAG ACTTCTCTCG 1140

TCGTGCGTGG TCGTCCTGAC GGTAAGGGTC TCGGTAACGC TTCTGGAGCA GCTGTCGCTA 1200

CCCACCTCGA TCACCGTATC GCTATGAGCT TCCTCGTTAT GGGTCTCGTT TCTGAAAACC 1260

CTGTTACTGT TGATGATGCT ACTATGATCG CTACTAGCTT CCCAGAGTTC ATGGATTTGA 1320

TGGCTGGTCT TGGAGCTAAG ATCGAACTCT CCGACACTAA GGCTGCTTGA TGAGCTC 1377

(2) INFORMATION FOR SEQ ID NO:10:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 318 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 87..317

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:10:

AGATCTATCG ATAAGCTTGA TGTAATTGGA GGAAGATCAA AATTTTCAAT CCCCATTCTT 60

CGATTGCTTC AATTGAAGTT TCTCCG ATG GCG CAA GTT AGC AGA ATC TGC AAT 113
Met Ala Gln Val Ser Arg Ile Cys Asn
1 5

GGT GTG CAG AAC CCA TCT CTT ATC TCC AAT CTC TCG AAA TCC AGT CAA 161
Gly Val Gln Asn Pro Ser Leu Ile Ser Asn Leu Ser Lys Ser Ser Gln
10 15 20 25

CGC AAA TCT CCC TTA TCG GTT TCT CTG AAG ACG CAG CAG CAT CCA CGA 209
Arg Lys Ser Pro Leu Ser Val Ser Leu Lys Thr Gln Gln His Pro Arg
30 35 40

GCT TAT CCG ATT TCG TCG TCG TGG GGA TTG AAG AAG AGT GGG ATG ACG 257
Ala Tyr Pro Ile Ser Ser Ser Trp Gly Leu Lys Lys Ser Gly Met Thr
45 50 55

TTA ATT GGC TCT GAG CTT CGT CCT CTT AAG GTC ATG TCT TCT GTT TCC 305
Leu Ile Gly Ser Glu Leu Arg Pro Leu Lys Val Met Ser Ser Val Ser
60 65 70

ACG GCG TGC ATG C 318
Thr Ala Cys Met
75

(2) INFORMATION FOR SEQ ID NO:11:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 77 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:11:

```
Met Ala Gln Val Ser Arg Ile Cys Asn Gly Val Gln Asn Pro Ser Leu
 1               5                  10                  15

Ile Ser Asn Leu Ser Lys Ser Ser Gln Arg Lys Ser Pro Leu Ser Val
            20                  25                  30

Ser Leu Lys Thr Gln Gln His Pro Arg Ala Tyr Pro Ile Ser Ser Ser
        35                  40                  45

Trp Gly Leu Lys Lys Ser Gly Met Thr Leu Ile Gly Ser Glu Leu Arg
    50                  55                  60

Pro Leu Lys Val Met Ser Ser Val Ser Thr Ala Cys Met
65                  70                  75
```

(2) INFORMATION FOR SEQ ID NO:12:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 402 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 87..401

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:12:

```
AGATCTATCG ATAAGCTTGA TGTAATTGGA GGAAGATCAA AATTTTCAAT CCCCATTCTT      60

CGATTGCTTC AATTGAAGTT TCTCCG ATG GCG CAA GTT AGC AGA ATC TGC AAT      113
                             Met Ala Gln Val Ser Arg Ile Cys Asn
                               1               5

GGT GTG CAG AAC CCA TCT CTT ATC TCC AAT CTC TCG AAA TCC AGT CAA      161
Gly Val Gln Asn Pro Ser Leu Ile Ser Asn Leu Ser Lys Ser Ser Gln
 10                  15                  20                  25

CGC AAA TCT CCC TTA TCG GTT TCT CTG AAG ACG CAG CAG CAT CCA CGA      209
Arg Lys Ser Pro Leu Ser Val Ser Leu Lys Thr Gln Gln His Pro Arg
                 30                  35                  40

GCT TAT CCG ATT TCG TCG TCG TGG GGA TTG AAG AAG AGT GGG ATG ACG      257
Ala Tyr Pro Ile Ser Ser Ser Trp Gly Leu Lys Lys Ser Gly Met Thr
             45                  50                  55
```

```
TTA ATT GGC TCT GAG CTT CGT CCT CTT AAG GTC ATG TCT TCT GTT TCC      305
Leu Ile Gly Ser Glu Leu Arg Pro Leu Lys Val Met Ser Ser Val Ser
        60                  65                  70

ACG GCG GAG AAA GCG TCG GAG ATT GTA CTT CAA CCC ATT AGA GAA ATC      353
Thr Ala Glu Lys Ala Ser Glu Ile Val Leu Gln Pro Ile Arg Glu Ile
    75                  80                  85

TCC GGT CTT ATT AAG TTG CCT GGC TCC AAG TCT CTA TCA AAT AGA ATT      401
Ser Gly Leu Ile Lys Leu Pro Gly Ser Lys Ser Leu Ser Asn Arg Ile
 90                  95                  100                 105

C                                                                    402
```

(2) INFORMATION FOR SEQ ID NO:13:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 105 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:13:

```
Met Ala Gln Val Ser Arg Ile Cys Asn Gly Val Gln Asn Pro Ser Leu
 1               5                  10                  15

Ile Ser Asn Leu Ser Lys Ser Ser Gln Arg Lys Ser Pro Leu Ser Val
            20                  25                  30

Ser Leu Lys Thr Gln Gln His Pro Arg Ala Tyr Pro Ile Ser Ser Ser
        35                  40                  45

Trp Gly Leu Lys Lys Ser Gly Met Thr Leu Ile Gly Ser Glu Leu Arg
    50                  55                  60

Pro Leu Lys Val Met Ser Ser Val Ser Thr Ala Glu Lys Ala Ser Glu
65                  70                  75                  80

Ile Val Leu Gln Pro Ile Arg Glu Ile Ser Gly Leu Ile Lys Leu Pro
                85                  90                  95

Gly Ser Lys Ser Leu Ser Asn Arg Ile
            100                 105
```

(2) INFORMATION FOR SEQ ID NO:14:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 233 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 14..232

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:14:

```
AGATCTTTCA AGA ATG GCA CAA ATT AAC AAC ATG GCT CAA GGG ATA CAA          49
               Met Ala Gln Ile Asn Asn Met Ala Gln Gly Ile Gln
                 1               5                  10

ACC CTT AAT CCC AAT TCC AAT TTC CAT AAA CCC CAA GTT CCT AAA TCT          97
Thr Leu Asn Pro Asn Ser Asn Phe His Lys Pro Gln Val Pro Lys Ser
        15                  20                  25


TCA AGT TTT CTT GTT TTT GGA TCT AAA AAA CTG AAA AAT TCA GCA AAT         145
Ser Ser Phe Leu Val Phe Gly Ser Lys Lys Leu Lys Asn Ser Ala Asn
     30                  35                  40

TCT ATG TTG GTT TTG AAA AAA GAT TCA ATT TTT ATG CAA AAG TTT TGT         193
Ser Met Leu Val Leu Lys Lys Asp Ser Ile Phe Met Gln Lys Phe Cys
 45                  50                  55                  60

TCC TTT AGG ATT TCA GCA TCA GTG GCT ACA GCC TGC ATG C                   233
Ser Phe Arg Ile Ser Ala Ser Val Ala Thr Ala Cys Met
                 65                  70
```

(2) INFORMATION FOR SEQ ID NO:15:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 73 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:15:

```
Met Ala Gln Ile Asn Asn Met Ala Gln Gly Ile Gln Thr Leu Asn Pro
 1               5                  10                  15

Asn Ser Asn Phe His Lys Pro Gln Val Pro Lys Ser Ser Ser Phe Leu
            20                  25                  30

Val Phe Gly Ser Lys Lys Leu Lys Asn Ser Ala Asn Ser Met Leu Val
        35                  40                  45

Leu Lys Lys Asp Ser Ile Phe Met Gln Lys Phe Cys Ser Phe Arg Ile
    50                  55                  60

Ser Ala Ser Val Ala Thr Ala Cys Met
65                  70
```

(2) INFORMATION FOR SEQ ID NO:16:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 352 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 49..351

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:16:

```
AGATCTGCTA GAAATAATTT TGTTTAACTT TAAGAAGGAG ATATATCC ATG GCA CAA        57
                                                      Met Ala Gln
                                                        1

ATT AAC AAC ATG GCT CAA GGG ATA CAA ACC CTT AAT CCC AAT TCC AAT        105
Ile Asn Asn Met Ala Gln Gly Ile Gln Thr Leu Asn Pro Asn Ser Asn
  5                  10                  15

TTC CAT AAA CCC CAA GTT CCT AAA TCT TCA AGT TTT CTT GTT TTT GGA        153
Phe His Lys Pro Gln Val Pro Lys Ser Ser Ser Phe Leu Val Phe Gly
 20                  25                  30                  35

TCT AAA AAA CTG AAA AAT TCA GCA AAT TCT ATG TTG GTT TTG AAA AAA        201
Ser Lys Lys Leu Lys Asn Ser Ala Asn Ser Met Leu Val Leu Lys Lys
                 40                  45                  50

GAT TCA ATT TTT ATG CAA AAG TTT TGT TCC TTT AGG ATT TCA GCA TCA        249
Asp Ser Ile Phe Met Gln Lys Phe Cys Ser Phe Arg Ile Ser Ala Ser
             55                  60                  65

GTG GCT ACA GCA CAG AAG CCT TCT GAG ATA GTG TTG CAA CCC ATT AAA        297
Val Ala Thr Ala Gln Lys Pro Ser Glu Ile Val Leu Gln Pro Ile Lys
         70                  75                  80

GAG ATT TCA GGC ACT GTT AAA TTG CCT GGC TCT AAA TCA TTA TCT AAT        345
Glu Ile Ser Gly Thr Val Lys Leu Pro Gly Ser Lys Ser Leu Ser Asn
  85                  90                  95

AGA ATT C                                                             352
Arg Ile
100
```

(2) INFORMATION FOR SEQ ID NO:17:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 101 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:17:

```
Met Ala Gln Ile Asn Asn Met Ala Gln Gly Ile Gln Thr Leu Asn Pro
 1               5                  10                  15

Asn Ser Asn Phe His Lys Pro Gln Val Pro Lys Ser Ser Ser Phe Leu
            20                  25                  30

Val Phe Gly Ser Lys Lys Leu Lys Asn Ser Ala Asn Ser Met Leu Val
        35                  40                  45

Leu Lys Lys Asp Ser Ile Phe Met Gln Lys Phe Cys Ser Phe Arg Ile
    50                  55                  60

Ser Ala Ser Val Ala Thr Ala Gln Lys Pro Ser Glu Ile Val Leu Gln
65                  70                  75                  80

Pro Ile Lys Glu Ile Ser Gly Thr Val Lys Leu Pro Gly Ser Lys Ser
                85                  90                  95

Leu Ser Asn Arg Ile
            100
```

(2) INFORMATION FOR SEQ ID NO:18:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 28 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: peptide

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:18:

```
Xaa His Gly Ala Ser Ser Arg Pro Ala Thr Ala Arg Lys Ser Ser Gly
1               5                  10                  15

Leu Xaa Gly Thr Val Arg Ile Pro Gly Asp Lys Met
            20                  25
```

(2) INFORMATION FOR SEQ ID NO:19:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 13 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: peptide

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:19:

Ala Pro Ser Met Ile Asp Glu Tyr Pro Ile Leu Ala Val
1 5 10

(2) INFORMATION FOR SEQ ID NO:20:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 15 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: peptide

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:20:

Ile Thr Gly Leu Leu Glu Gly Glu Asp Val Ile Asn Thr Gly Lys
1 5 10 15

(2) INFORMATION FOR SEQ ID NO:21:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 17 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:21:

ATGATHGAYG ARTAYCC 17

(2) INFORMATION FOR SEQ ID NO:22:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 17 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:22:

GARGAYGTNA THAACAC 17

(2) INFORMATION FOR SEQ ID NO:23:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 17 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:23:

GARGAYGTNA THAATAC 17

(2) INFORMATION FOR SEQ ID NO:24:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 38 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:24:

CGTGGATAGA TCTAGGAAGA CAACCATGGC TCACGGTC 38

(2) INFORMATION FOR SEQ ID NO:25:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 44 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:25:

GGATAGATTA AGGAAGACGC GCATGCTTCA CGGTGCAAGC AGCC 44

(2) INFORMATION FOR SEQ ID NO:26:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 35 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:26:

GGCTGCCTGA TGAGCTCCAC AATCGCCATC GATGG 35

(2) INFORMATION FOR SEQ ID NO:27:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 32 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:27:

CGTCGCTCGT CGTGCGTGGC CGCCCTGACG GC 32

(2) INFORMATION FOR SEQ ID NO:28:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 29 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:28:

CGGGCAAGGC CATGCAGGCT ATGGGCGCC 29

(2) INFORMATION FOR SEQ ID NO:29:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 31 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:29:

CGGGCTGCCG CCTGACTATG GGCCTCGTCG G 31

(2) INFORMATION FOR SEQ ID NO:30:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 15 amino acids
(B) TYPE: amino acid

(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:30:

Xaa His Ser Ala Ser Pro Lys Pro Ala Thr Ala Arg Arg Ser Glu
1 5 10 15

(2) INFORMATION FOR SEQ ID NO:31:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 17 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:31:

GCGGTBGCSG GYTTSGG 17

(2) INFORMATION FOR SEQ ID NO:32:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 16 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: peptide

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:32:

Pro Gly Asp Lys Ser Ile Ser His Arg Ser Phe Met Phe Gly Gly Leu
1 5 10 15

(2) INFORMATION FOR SEQ ID NO:33:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 13 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: peptide

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:33:

Leu Asp Phe Gly Asn Ala Ala Thr Gly Cys Arg Leu Thr
1 5 10

(2) INFORMATION FOR SEQ ID NO:34:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 26 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:34:

CGGCAATGCC GCCACCGGCG CGCGCC 26

(2) INFORMATION FOR SEQ ID NO:35:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 49 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:35:

GGACGGCTGC TTGCACCGTG AAGCATGCTT AAGCTTGGCG TAATCATGG 49

(2) INFORMATION FOR SEQ ID NO:36:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 35 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:36:

GGAAGACGCC CAGAATTCAC GGTGCAAGCA GCCGG 35

The claims defining the invention are as follows:

1. An isolated DNA sequence encoding a Class II EPSPS enzyme, said enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5.

2. A DNA molecule of claim 1 wherein said K_m for phosphoenolpyruvate is between 2-25 uM.

3. A DNA molecule of claim 1 or 2 wherein said K_i/K_m ratio is between 6-250.

4. A DNA sequence of any one of Claims 1 to 3 wherein said antibodies are raised against a Class II EPSPS enzyme of SEQ ID NO:3.

5. A recombinant, double-stranded DNA molecule comprising in sequence:

(a) a promoter which functions in plant cells to cause the production of an RNA sequence;

(b) a structural DNA sequence that causes the production of an RNA sequence which encodes an EPSPS enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/

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K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO: 5; and

c) a 3' non-translated region which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said DNA molecule.

6. A DNA molecule of Claim 5 in which said structural DNA sequence encodes a fusion polypeptide comprising an amino-terminal chloroplast transit peptide and said EPSPS enzyme.

7. A DNA molecule of Claim 6 wherein said structural DNA sequence encoding the EPSPS enzyme is selected from the group consisting of SEQ, ID NO:2, SEQ ID NO:4 and SEQ ID NO:6.

8. A DNA molecule of Claim 7 wherein said sequence is from SEQ ID NO:2.

9. A DNA molecule of any one of Claims 5 to 8 in which the promoter is a plant DNA virus promoter.

10. A DNA molecule of Claim 9 in which the promoter is selected from the group consisting of CaMV35S and FMV35S promoters.

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11. A method of producing genetically transformed plants which are tolerant toward glyphosate herbicide, comprising the steps of:

(a) inserting into the genome of a plant cell a recombinant, double-stranded DNA molecule comprising:

i) a promoter which functions in plant cells to cause the production of an RNA sequence,

ii) a structural DNA sequence that causes the production of an RNA sequence which encodes a fusion polypeptide comprising an amino terminal chloroplast transit peptide and an EPSPS enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 uM, K_m for shikimate-3-phosphate (S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5; and

iii) a 3' non-translated DNA sequence which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said gene;

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(b) obtaining a transformed plant cell; and

(c) regenerating from the transformed plant cell a genetically transformed plant which has increased tolerance to glyphosate herbicide.

12. A method of Claim 11 wherein said structural DNA sequence encoding an EPSPS enzyme is selected from the group consisting of SEQ ID NO:2, SEQ ID NO:4, and SEQ ID NO:6.

13. A method of Claim 12 wherein said sequence is that as set forth in SEQ ID NO:2.

14. A method of any one of Claims 11 to 13 in which the promoter is from a plant DNA virus.

15. A method of Claim 14 in which the promoter is selected from the group consisting of CaMV35S and FMV35S promoters.

16. A glyphosate tolerant plant cell comprising a DNA molecule of any one of Claims 6, 7 or 10.

17. A glyphosate tolerant plant cell of Claim 16 in which the promoter is a plant DNA virus promoter.

18. A glyphosate tolerant plant cell of Claim 17 in which the promoter is selected from the group consisting of CaMV35S and FMV35S promoters.

19. A glyphosate tolerant plant cell of Claim 16 selected from the group consisting of corn, wheat, rice, soybean, cotton, sugarbeet, oilseed rape, canola, flax, sunflower, potato, tobacco, tomato, alfalfa, poplar, pine, apple and grape.

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20. A glyphosate tolerant plant comprising plant cells of Claim 16.

21. A glyphosate tolerant plant of Claim 20 in which the promoter is from a DNA plant virus promoter.

22. A glyphosate tolerant plant of Claim 21 in which the promoter is selected from the group consisting of CaMV35S and FMV35S promoters.

23. A glyphosate tolerant plant of Claim 20 selected from the group consisting of corn, wheat, rice, soybean, cotton, sugarbeet, oilseed rape, canola, flax, sunflower, potato, tobacco, tomato, alfalfa, poplar, pine, apple and grape.

24. A method for selectively controlling weeds in a field containing a crop having planted crop seeds or plants comprising the steps of:

(a) planting said crop seeds or plants which are glyphosate tolerant as a result of a recombinant double-stranded DNA molecule being inserted into said crop seed or plant, said DNA molecule having:

i) a promoter which functions in plant cells to cause the production of an RNA sequence,

ii) a structural DNA sequence that causes the production of an RNA sequence which encodes a polypeptide which comprises an amino terminal chloroplast transit peptide and an EPSPS enzyme having a K_m for phosphoenolpyruvate (PEP) between 1-150 UM, K_m for shikimate-3-phosphate

(S3P) between 0.1-50 uM, K_i for glyphosate between 25-10,000 uM, V_{max} between 2-100 umoles/minute/mg, and a K_i(glyphosate)/K_m(PEP) ratio between 3-500, which enzyme is capable of reacting with antibodies raised against a Class II EPSPS enzyme selected from the group consisting of the enzymes of SEQ ID NO:3 and SEQ ID NO:5; and

iii) a 3' non-translated DNA sequence which functions in plant cells to cause the addition of a stretch of polyadenyl nucleotides to the 3' end of the RNA sequence;

where the promoter is heterologous with respect to the structural DNA sequence and adapted to cause sufficient expression of the fusion polypeptide to enhance the glyphosate tolerance of a plant cell transformed with said gene; and

(b) applying to said crop and weeds in said field a sufficient amount of glyphosate herbicide to control said weeds without significantly affecting said crop.

25. A method of Claim 24 wherein said structural DNA sequence encoding the EPSPS enzyme is selected from the sequences as set forth in SEQ ID NO:2, SEQ ID NO:4 or SEQ ID NO:6.

26. A method of Claim 25 in which said DNA molecule contains a structural DNA sequence from SEQ ID NO:2.

27. A method of Claim 26 in which said DNA molecule further comprises a promoter selected from the group consisting of the CaMV35S and FMV35S promoters.

28. A method of Claim 27 in which the crop plant is selected from the group consisting of corn, wheat, rice, soybean, cotton, sugarbeet, oilseed rape, canola, flax, sunflower, potato, tobacco, tomato, alfalfa, poplar, pine, apple and grape.

29. A DNA sequence of Claim 5 encoding an EPSPS enzyme selected from the group consisting of SEQ ID NO:3 and SEQ ID NO:5.

30. A DNA molecule of Claim 6 in which said structural DNA encodes an EPSPS enzyme selected from the group consisting of SEQ ID NO:3 and SEQ ID NO: 5.

31. A method of Claim 12 in which said structural DNA encodes an EPSPS enzyme selected from the group consisting of SEQ ID NO:3 and SEQ ID NO:5.

DATED this 8th day of November 1994.

MONSANTO COMPANY,
By its Patent Attorneys,
E. F. WELLINGTON & CO.,
By:

(B. S. Wellington)

C/KA/9757

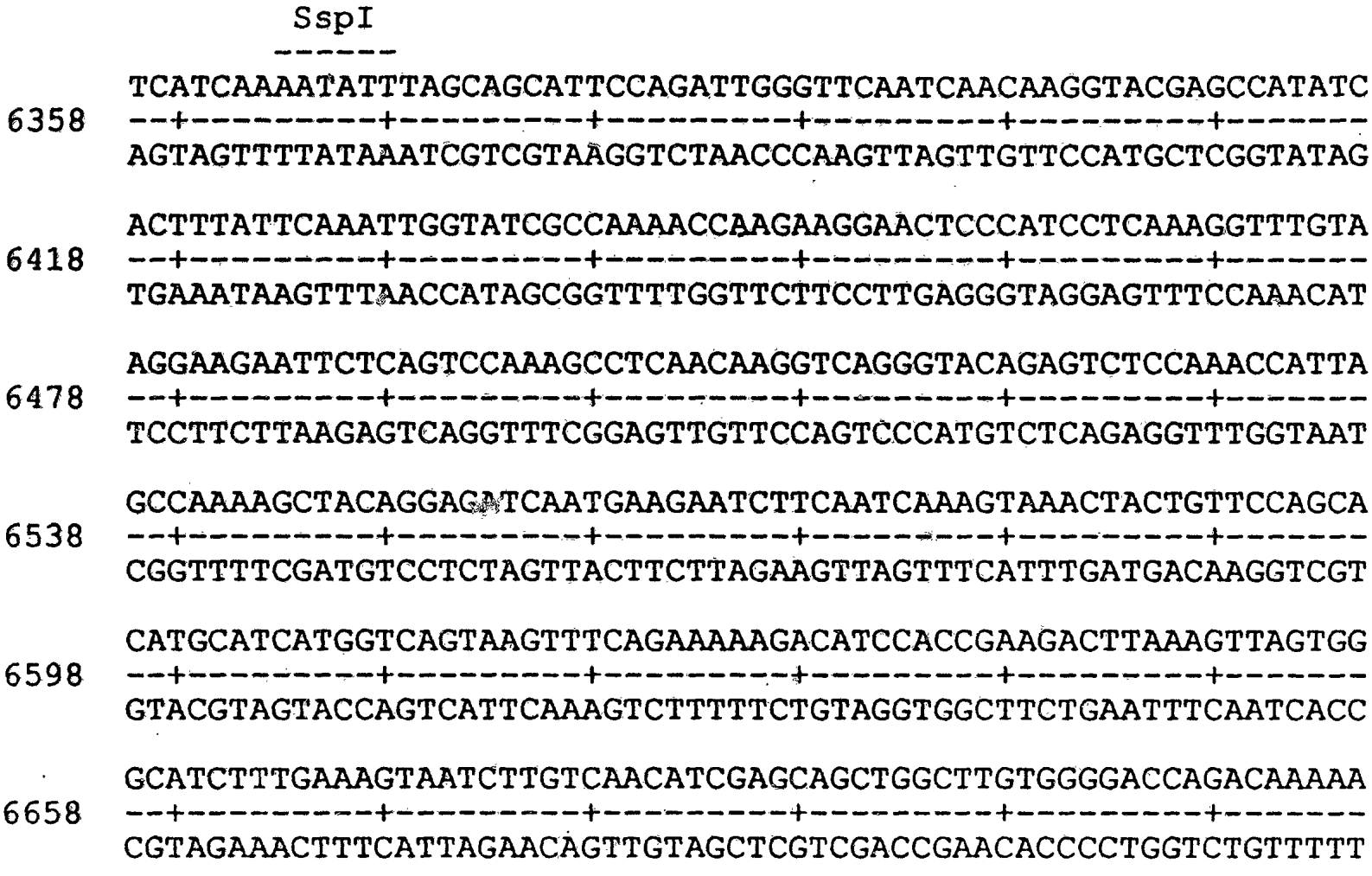

SspI
TCATCAAAATATTTAGCAGCATTCCAGATTGGGTTCAATCAACAAGGTACGAGCCATATC
6358
6417
AGTAGTTTTATAAATCGTCGTAAGGTCTAACCCAAGTTAGTTGTTCCATGCTCGGTATAG
ACTTTATTCAAATTGGTATCGCCAAAACCAAGAAGGAACTCCCATCCTCAAAGGTTTGTA
6418
6477
TGAAATAAGTTTAACCATAGCGGTTTTGGTTCTTCCTTGAGGGTAGGAGTTTCCAAACAT
AGGAAGAATTCTCAGTCCAAAGCCTCAACAAGGTCAGGGTACAGAGTCTCCAAACCATTA
6478
6537
TCCTTCTTAAGAGTCAGGTTTCGGAGTTGTTCCAGTCCCATGTCTCAGAGGTTTGGTAAT
GCCAAAAGCTACAGGAGATCAATGAAGAATCTTCAATCAAAGTAAACTACTGTTCCAGCA
6538
6597
CGGTTTTCGATGTCCTCTAGTTACTTCTTAGAAGTTAGTTTCATTTGATGACAAGGTCGT
CATGCATCATGGTCAGTAAGTTTCAGAAAAAGACATCCACCGAAGACTTAAAGTTAGTGG
6598
6657
GTACGTAGTACCAGTCATTCAAAGTCTTTTTCTGTAGGTGGCTTCTGAATTTCAATCACC
GCATCTTTGAAAGTAATCTTGTCAACATCGAGCAGCTGGCTTGTGGGGACCAGACAAAAA
6658
6717
CGTAGAAACTTTCATTAGAACAGTTGTAGCTCGTCGACCGAACACCCCTGGTCTGTTTTT

FIG. 1

```
      AGGAATGGTGCAGAATTGTTAGGCGCACCTACCAAAAGCATCTTTGCCTTTATTGCAAAG
6718  --+---------+---------+---------+---------+---------+---------+-------  6777
      TCCTTACCACGTCTTAACAATCCGCGTGGATGGTTTTCGTAGAAACGGAAATAACGTTTC

      ATAAAGCAGATTCCTCTAGTACAAGTGGGGAACAAAATAACGTGGAAAAGAGCTGTCCTG
6778  --+---------+---------+---------+---------+---------+---------+-------  6837
      TATTTCGTCTAAGGAGATCATGTTCACCCCTTGTTTTATTGCACCTTTTCTCGACAGGAC

      ACAGCCCACTCACTAATGCGTATGACGAACGCAGTGACGACCACAAAAGAATTCCCTCTA
6838  --+---------+---------+---------+---------+---------+---------+-------  6897
      TGTCGGGTGAGTGATTACGCATACTGCTTGCGTCACTGCTGGTGTTTTCTTAAGGGAGAT

                                                        SspI
                                                       ------
      TATAAGAAGGCATTCATTCCCATTTGAAGGATCATCAGATACTAACCAATATTTCTC
6898  --+---------+---------+---------+---------+---------+---------+-----  6954
      ATATTCTTCCGTAAGTAAGGGTAAACTTCCTAGTAGTCTATGATTGGTTATAAAGAG
```

FIG. 1(cont.)

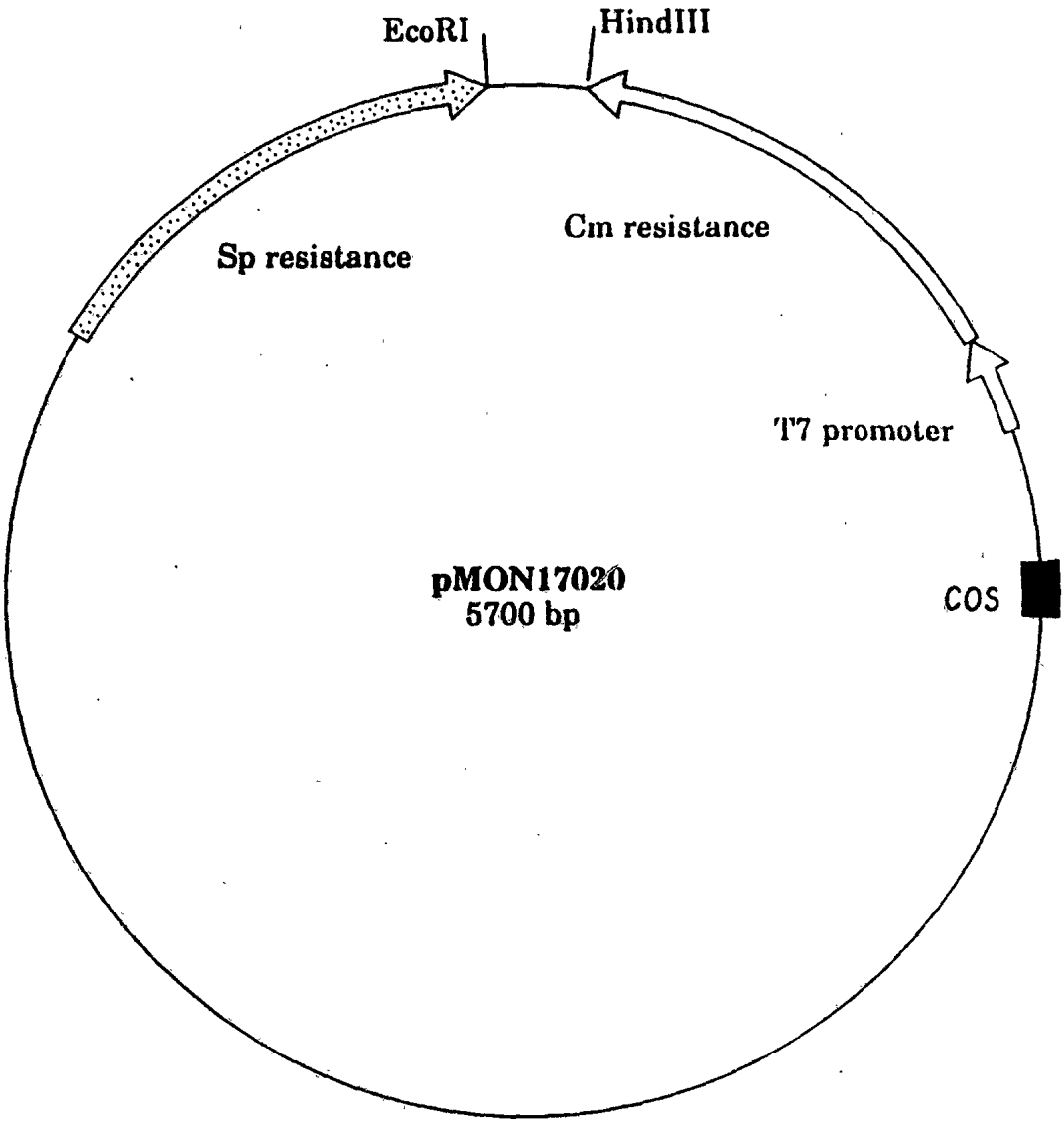

EcoRI
HindIII
Cm resistance
Sp resistance
T7 promoter
pMON17020
5700 bp
COS

FIG. 2

SUBSTITUTE SHEET

```
  1  AAGCCCGCGTTCTCTCCGGCGCTCCGCCCGGAGAGCCGTGGATAGATTAAGGAAGACGCC
 61  CATGTCGCACGGTGCAAGCAGCCGGCCCGCAACCGCCCGCAAATCCTCTGGCCTTTCCGG
       M  S  H  G  A  S  S  R  P  A  T  A  R  K  S  S  G  L  S  G
 (fMet)     ----------------------------------------------------
121  AACCGTCCGCATTCCCGGCGACAAGTCGATCTCCCACCGGTCCTTCATGTTCGGCGGTCT
       T  V  R  I  P  G  D  K  S  I  S  H  R  S  F  M  F  G  G  L
     ------------------------
181  CGCGAGCGGTGAAACGCGCATCACCGGCCTTCTGGAAGGCGAGGACGTCATCAATACGGG
       A  S  G  E  T  R  I  T  G  L  L  E  G  E  D  V  I  N  T  G
                              ----------------------------------------
                       NcoI          BamHI                        ClaI
241  CAAGGCCATGCAGGCCATGGGCGCCAGGATCCGTAAGGAAGGCGACACCTGGATCATCGA
       K  A  M  Q  A  M  G  A  R  I  R  K  E  G  D  T  W  I  I  D
     ---
301  TGGCGTCGGCAATGGCGGCCTCCTGGCGCCTGAGGCGCCGCTCGATTTCGGCAATGCCGC
       G  V  G  N  G  G  L  L  A  P  E  A  P  L  D  F  G  N  A  A
                          NcoI
361  CACGGGCTGCCGCCTGACCATGGGCCTCGTCGGGGTCTACGATTTCGACAGCACCTTCAT
       T  G  C  R  L  T  M  G  L  V  G  V  Y  D  F  D  S  T  F  I
421  CGGCGACGCCTCGCTCACAAAGCGCCCGATGGGCCGCGTGTTGAACCCGCTGCGCGAAAT
       G  D  A  S  L  T  K  R  P  M  G  R  V  L  N  P  L  R  E  M
481  GGGCGTGCAGGTGAAATCGGAAGACGGTGACCGTCTTCCCGTTACCTTGCGCGGGCCGAA
       G  V  Q  V  K  S  E  D  G  D  R  L  P  V  T  L  R  G  P  K
541  GACGCCGACGCCGATCACCTACCGCGTGCCGATGGCCTCCGCACAGGTGAAGTCCGCCGT
       T  P  T  P  I  T  Y  R  V  P  M  A  S  A  Q  V  K  S  A  V
601  GCTGCTCGCCGGCCTCAACACGCCCGGCATCACGACGGTCATCGAGCCGATCATGACGCG
       L  L  A  G  L  N  T  P  G  I  T  T  V  I  E  P  I  M  T  R
```

FIG. 3a

SUBSTITUTE SHEET

```
661  CGATCATACGGAAAAGATGCTGCAGGGCTTTGGCGCCAACCTTACCGTCGAGACGGATGC
       D  H  T  E  K  M  L  Q  G  F  G  A  N  L  T  V  E  T  D  A
                                    SacII
721  GGACGGCGTGCGCACCATCCGCCTGGAAGGCCGCGGCAAGCTCACCGGCCAAGTCATCGA
       D  G  V  R  T  I  R  L  E  G  R  G  K  L  T  G  Q  V  I  D
781  CGTGCCGGGCGACCCGTCCTCGACGGCCTTCCCGCTGGTTGCGGCCCTGCTTGTTCCGGG
       V  P  G  D  P  S  S  T  A  F  P  L  V  A  A  L  L  V  P  G
841  CTCCGACGTCACCATCCTCAACGTGCTGATGAACCCCACCCGCACCGGCCTCATCCTGAC
       S  D  V  T  I  L  N  V  L  M  N  P  T  R  T  G  L  I  L  T
901  GCTGCAGGAAATGGGCGCCGACATCGAAGTCATCAACCCGCGCCTTGCCGGCGGCGAAGA
       L  Q  E  M  G  A  D  I  E  V  I  N  P  R  L  A  G  G  E  D
961  CGTGGCGGACCTGCGCGTTCGCTCCTCCACGCTGAAGGGCGTCACGGTGCCGGAAGACCG
       V  A  D  L  R  V  R  S  S  T  L  K  G  V  T  V  P  E  D  R
1021 CGCGCCTTCGATGATCGACGAATATCCGATTCTCGCTGTCGCCGCCGCCTTCGCGGAAGG
       A  P  S  M  I  D  E  Y  P  I  L  A  V  A  A  A  F  A  E  G
     ------------------------------------
1081 GGCGACCGTGATGAACGGTCTGGAAGAACTCCGCGTCAAGGAAAGCGACCGCCTCTCGGC
       A  T  V  M  N  G  L  E  E  L  R  V  K  E  S  D  R  L  S  A
1141 CGTCGCCAATGGCCTCAAGCTCAATGGCGTGGATTGCGATGAGGGCGAGACGTCGCTCGT
       V  A  N  G  L  K  L  N  G  V  D  C  D  E  G  E  T  S  L  V
1201 CGTGCGCGGCCGCCCTGACGGCAAGGGGCTCGGCAACGCCTCGGGCGCCGCCGTCGCCAC
       V  R  G  R  P  D  G  K  G  L  G  N  A  S  G  A  A  V  A  T
1261 CCATCTCGATCACCGCATCGCCATGAGCTTCCTCGTCATGGGCCTCGTGTCGGAAAACCC
       H  L  D  H  R  I  A  M  S  F  L  V  M  G  L  V  S  E  N  P
1321 TGTCACGGTGGACGATGCCACGATGATCGCCACGAGCTTCCCGGAGTTCATGGACCTGAT
       V  T  V  D  D  A  T  M  I  A  T  S  F  P  E  F  M  D  L  M
1381 GGCCGGGCTGGGCGCGAAGATCGAACTCTCCGATACGAAGGCTGCCTGATGACCTTCACA
       A  G  L  G  A  K  I  E  L  S  D  T  K  A  A  *  *
```

FIG. 3b

SUBSTITUTE SHEET

```
1441  ATCGCCATCGATGGTCCCGCTGCGGCCGGCAAGGGGACGCTCTCGCGCCGTATCGCGGAG
1501  GTCTATGGCTTTCATCATCTCGATACGGGCCTGACCTATCGCGCCACGGCCAAAGCGCTG
1561  CTCGATCGCGGCCTGTCGCTTGATGACGAGGCGGTTGCGGCCGATGTCGCCCGCAATCTC
1621  GATCTTGCCGGGCTCGACCGGTCGGTGCTGTCGGCCCATGCCATCGGCGAGGCGGCTTCG
1681  AAGATCGCGGTCATGCCCTCGGTGCGGCGGGCGCTGGTCGAGGCGCAGCGCAGCTTTGCG
1741  GCGCGTGAGCCGGGCACGGTGCTGGATGGACGCGATATCGGCACGGTGGTCTGCCCGGAT
1801  GCGCCGGTGAAGCTCTATGTCACCGCGTCACCGGAAGTGCGCGCGAAACGCCGCTATGAC
1861  GAAATCCTCGGCAATGGCGGGTTGGCCGATTACGGGACGATCCTCGAGGATATCCGCCGC
1921  CGCGACGAGCGGGACATGGGTCGGGCGGACAGTCCTTTGAAGCCCGCCGACGATGCGCAC
1981  TT
```

FIG. 3c

```
  1  GTAGCCACACATAATTACTATAGCTAGGAAGCCCGCTATCTCTCAATCCCGCGTGATCGC   60
 61  GCCAAAATGTGACTGTGAAAAATCCATGTCCCATTCTGCATCCCCGAAACCAGCAACCGC  120
                                 M  S  H  S  A  S  P  K  P  A  T  A
121  CCGCCGCTCGGAGGCACTCACGGGCGAAATCCGCATTCCGGGCGACAAGTCCATCTCGCA  180
      R  R  S  E  A  L  T  G  E  I  R  I  P  G  D  K  S  I  S  H
181  TCGCTCCTTCATGTTTGGCGGTCTCGCATCGGGCGAAACCCGCATCACCGGCCTTCTGGA  240
      R  S  F  M  F  G  G  L  A  S  G  E  T  R  I  T  G  L  L  E
241  AGGCGAGGACGTCATCAATACAGGCCGCGCCATGCAGGCCATGGGCGCGAAAATCCGTAA  300
      G  E  D  V  I  N  T  G  R  A  M  Q  A  M  G  A  K  I  R  K
301  AGAGGGCGATGTCTGGATCATCAACGGCGTCGGCAATGGCTGCCTGTTGCAGCCCGAAGC  360
      E  G  D  V  W  I  I  N  G  V  G  N  G  C  L  L  Q  P  E  A
361  TGCGCTCGATTTCGGCAATGCCGGAACCGGCGCGCGCCTCACCATGGGCCTTGTCGGCAC  420
      A  L  D  F  G  N  A  G  T  G  A  R  L  T  M  G  L  V  G  T
421  CTATGACATGAAGACCTCCTTTATCGGCGACGCCTCGCTGTCGAAGCGCCCGATGGGCCG  480
      Y  D  M  K  T  S  F  I  G  D  A  S  L  S  K  R  P  M  G  R
481  CGTGCTGAACCCGTTGCGCGAAATGGGCGTTCAGGTGGAAGCAGCCGATGGCGACCGCAT  540
      V  L  N  P  L  R  E  M  G  V  Q  V  E  A  A  D  G  D  R  M
541  GCCGCTGACGCTGATCGGCCCGAAGACGGCCAATCCGATCACCTATCGCGTGCCGATGGC  600
      P  L  T  L  I  G  P  K  T  A  N  P  I  T  Y  R  V  P  M  A
601  CTCCGCGCAGGTAAAATCCGCCGTGCTGCTCGCCGGTCTCAACACGCCGGGCGTCACCAC  660
      S  A  Q  V  K  S  A  V  L  L  A  G  L  N  T  P  G  V  T  T
661  CGTCATCGAGCCGGTCATGACCCGCGACCACACCGAAAAGATGCTGCAGGGCTTTGGCGC  720
      V  I  E  P  V  M  T  R  D  H  T  E  K  M  L  Q  G  F  G  A
721  CGACCTCACGGTCGAGACCGACAAGGATGGCGTGCGCCATATCCGCATCACCGGCCAGGG  780
      D  L  T  V  E  T  D  K  D  G  V  R  H  I  R  I  T  G  Q  G
781  CAAGCTTGTCGGCCAGACCATCGACGTGCCGGGCGATCCGTCATCGACCGCCTTCCCGCT  840
      K  L  V  G  Q  T  I  D  V  P  G  D  P  S  S  T  A  F  P  L
```

FIG. 4

SUBSTITUTE SHEET

```
 841  CGTTGCCGCCCTTCTGGTGGAAGGTTCCGACGTCACCATCCGCAACGTGCTGATGAACCC  900
        V  A  A  L  L  V  E  G  S  D  V  T  I  R  N  V  L  M  N  P
 901  GACCCGTACCGGCCTCATCCTCACCTTGCAGGAAATGGGCGCCGATATCGAAGTGCTCAA  960
        T  R  T  G  L  I  L  T  L  Q  E  M  G  A  D  I  E  V  L  N
 961  TGCCCGTCTTGCAGGCGGCGAAGACGTCGCCGATCTGCGCGTCAGGGCTTCGAAGCTCAA 1020
        A  R  L  A  G  G  E  D  V  A  D  L  R  V  R  A  S  K  L  K
1021  GGGCGTCGTCGTTCCGCCGGAACGTGCGCCGTCGATGATCGACGAATATCCGGTCCTGGC 1080
        G  V  V  V  P  P  E  R  A  P  S  M  I  D  E  Y  P  V  L  A
1081  GATTGCCGCCTCCTTCGCGGAAGGCGAAACCGTGATGGACGGGCTCGACGAACTGCGCGT 1140
        I  A  A  S  F  A  E  G  E  T  V  M  D  G  L  D  E  L  R  V
1141  CAAGGAATCGGATCGTCTGGCAGCGGTCGCACGCGGCCTTGAAGCCAACGGCGTCGATTG 1200
        K  E  S  D  R  L  A  A  V  A  R  G  L  E  A  N  G  V  D  C
1201  CACCGAAGGCGAGATGTCGCTGACGGTTCGCGGCCGCCCCGACGGCAAGGGACTGGGCGG 1260
        T  E  G  E  M  S  L  T  V  R  G  R  P  D  G  K  G  L  G  G
1261  CGGCACGGTTGCAACCCATCTCGATCATCGTATCGCGATGAGCTTCCTCGTGATGGGCCT 1320
        G  T  V  A  T  H  L  D  H  R  I  A  M  S  F  L  V  M  G  L
1321  TGCGGCGGAAAAGCCGGTGACGGTTGACGACAGTAACATGATCGCCACGTCCTTCCCCGA 1380
        A  A  E  K  P  V  T  V  D  D  S  N  M  I  A  T  S  F  P  E
1381  ATTCATGGACATGATGCCGGGATTGGGCGCAAAGATCGAGTTGAGCATACTCTAGTCACT 1440
        F  M  D  M  M  P  G  L  G  A  K  I  E  L  S  I  L
1441  CGACAGCGAAAATATTATTTGCGAGATTGGGCATTATTACCGGTTGGTCTCAGCGGGGGT 1500
1501  TTAATGTCCAATCTTCCATACGTAACAGCATCAGGAAATATCAAAAAAGCTTTAGAAGGA 1560
1561  ATTGCTAGAGCAGCGACGCCGCCTAAGCTTTCTCAAGACTTCGTTAAAACTGTACTGAAA 1620
1621  TCCCGGGGGGTCCGGGGATCAAATGACTTCATTTCTGAGAAATTGGCCTCGCA         1673
```

FIG. 4(cont.)

SUBSTITUTE SHEET

```
   1  GTGATCGCGCCAAAATGTGACTGTGAAAAATCCATGTCCCATTCTGCATCCCCGAAACCA   60
                                        M  S  H  S  A  S  P  K  P
  61  GCAACCGCCCGCCGCTCGGAGGCACTCACGGGCGAAATCCGCATTCCGGGCGACAAGTCC  120
      A  T  A  R  R  S  E  A  L  T  G  E  I  R  I  P  G  D  K  S
 121  ATCTCGCATCGCTCCTTCATGTTTGGCGGTCTCGCATCGGGCGAAACCCGCATCACCGGC  180
      I  S  H  R  S  F  M  F  G  G  L  A  S  G  E  T  R  I  T  G
 181  CTTCTGGAAGGCGAGGACGTCATCAATACAGGCCGCGCCATGCAGGCCATGGGCGCGAAA  240
      L  L  E  G  E  D  V  I  N  T  G  R  A  M  Q  A  M  G  A  K
 241  ATCCGTAAAGAGGGCGATGTCTGGATCATCAACGGCGTCGGCAATGGCTGCCTGTTGCAG  300
      I  R  K  E  G  D  V  W  I  I  N  G  V  G  N  G  C  L  L  Q
 301  CCCGAAGCTGCGCTCGATTTCGGCAATGCCGGAACCGGCGCGCGCCTCACCATGGGCCTT  360
      P  E  A  A  L  D  F  G  N  A  G  T  G  A  R  L  T  M  G  L
 361  GTCGGCACCTATGACATGAAGACCTCCTTTATCGGCGACGCCTCGCTGTCGAAGCGCCCG  420
      V  G  T  Y  D  M  K  T  S  F  I  G  D  A  S  L  S  K  R  P
 421  ATGGGCCGCGTGCTGAACCCGTTGCGCGAAATGGGCGTTCAGGTGGAAGCAGCCGATGGC  480
      M  G  R  V  L  N  P  L  R  E  M  G  V  Q  V  E  A  A  D  G
 481  GACCGCATGCCGCTGACGCTGATCGGCCCGAAGACGGCCAATCCGATCACCTATCGCGTG  540
      D  R  M  P  L  T  L  I  G  P  K  T  A  N  P  I  T  Y  R  V
 541  CCGATGGCCTCCGCGCAGGTAAAATCCGCCGTGCTGCTCGCCGGTCTCAACACGCCGGGC  600
      P  M  A  S  A  Q  V  K  S  A  V  L  L  A  G  L  N  T  P  G
 601  GTCACCACCGTCATCGAGCCGGTCATGACCCGCGACCACACCGAAAAGATGCTGCAGGGC  660
      V  T  T  V  I  E  P  V  M  T  R  D  H  T  E  K  M  L  Q  G
 661  TTTGGCGCCGACCTCACGGTCGAGACCGACAAGGATGGCGTGCGCCATATCCGCATCACC  720
      F  G  A  D  L  T  V  E  T  D  K  D  G  V  R  H  I  R  I  T
 721  GGCCAGGGCAAGCTTGTCGGCCAGACCATCGACGTGCCGGGCGATCCGTCATCGACCGCC  780
      G  Q  G  K  L  V  G  Q  T  I  D  V  P  G  D  P  S  S  T  A
 781  TTCCCGCTCGTTGCCGCCCTTCTGGTGGAAGGTTCCGACGTCACCATCCGCAACGTGCTG  840
      F  P  L  V  A  A  L  L  V  E  G  S  D  V  T  I  R  N  V  L
```

FIG. 5

```
 841  ATGAACCCGACCCGTACCGGCCTCATCCTCACCTTGCAGGAAATGGGCGCCGATATCGAA   900
      M  N  P  T  R  T  G  L  I  L  T  L  Q  E  M  G  A  D  I  E
 901  GTGCTCAATGCCCGTCTTGCAGGCGGCGAAGACGTCGCCGATCTGCGCGTCAGGGCTTCG   960
      V  L  N  A  R  L  A  G  G  E  D  V  A  D  L  R  V  R  A  S
 961  AAGCTCAAGGGCGTCGTCGTTCCGCCGGAACGTGCGCCGTCGATGATCGACGAATATCCG   1020
      K  L  K  G  V  V  V  P  P  E  R  A  P  S  M  I  D  E  Y  P
1021  GTCCTGGCGATTGCCGCCTCCTTCGCGGAAGGCGAAACCGTGATGGACGGGCTCGACGAA   1080
      V  L  A  I  A  A  S  F  A  E  G  E  T  V  M  D  G  L  D  E
1081  CTGCGCGTCAAGGAATCGGATCGTCTGGCAGCGGTCGCACGCGGCCTTGAAGCCAACGGC   1140
      L  R  V  K  E  S  D  R  L  A  A  V  A  R  G  L  E  A  N  G
1141  GTCGATTGCACCGAAGGCGAGATGTCGCTGACGGTTCGCGGCCGCCCCGACGGCAAGGGA   1200
      V  D  C  T  E  G  E  M  S  L  T  V  R  G  R  P  D  G  K  G
1201  CTGGGCGGCGGCACGGTTGCAACCCATCTCGATCATCGTATCGCGATGAGCTTCCTCGTG   1260
      L  G  G  G  T  V  A  T  H  L  D  H  R  I  A  M  S  F  L  V
1261  ATGGGCCTTGCGGCGGAAAAGCCGGTGACGGTTGACGACAGTAACATGATCGCCACGTCC   1320
      M  G  L  A  A  E  K  P  V  T  V  D  D  S  N  M  I  A  T  S
1321  TTCCCCGAATTCATGGACATGATGCCGGGATTGGGCGCAAAGATCGAGTTGAGCATACTC   1380
      F  P  E  F  M  D  M  M  P  G  L  G  A  K  I  E  L  S  I  L
1381  TAGTCACTCGACAGCGAAAATATTATTTGCGAGATTGGGCATTATTACCGGTTGGTCTCA   1440
1441  GCGGGGGTTTAATGTCCAATCTTCCATACGTAACAGCATCAGGAAATATCAAAAAAGCTT   1500
```

FIG. 5(cont.)

```
  3 SLTLQPIARVDGTINLPGSKTVSNRALLLAALAHGKTVLTNLLDSDDVRH 52
  9 PATARKSSGLSGTVRIPGDKSISHRSFMFGGLASGETRITGLLEGEDVIN 58

 53 MLNALTALGVSYTLSADRTRCEIIGNGGPLHAEGALELFLGNAGTAMRPL 102
 59 TGKAMQAMGARIRKEGDTWIIDGVGNGGLLAPEAPLD..FGNAATGCRLT 106

103 AAALCLGSNDIVLTGEPRMKERPIGHLVDALRLGGAKITYLEQENYPPLR 152
107 MGLVGVYDFDSTFIGDASLTKRPMGRVLNPLREMGVQVK.SEDGDRLPVT 155

153 LQGGFTGGNVDVDGSVSSQFLTALLMTAPLAPEDTVIRIKGDLVSKPYID 202
156 LRGPKTPTPITYRVPMASAQVKSAVLLAGLNTPGITTVIEPIMTRDHTEK 205

203 ITLNLMKTFGVEIENQHYQQFVVKGGQSYQSPGTYLVEGDASSASYFLAA 252
206 MLQGFGANLTVETDADGVRTIRLEGRGKLTGQVIDVPGDPSSTAFPLVAA 255

253 AAIKGGTVKVTGIGRNSMQGDIRFADVLEKMGATI.......CWGDDY.. 293
256 LLVPGSDVTILNVLMNPTRTGLILT..LQEMGADIEVINPRLAGGEDVAD 303

294 ISCTRGELNAIDMDMNHIP...DAAMTIATAALFAKGTTRLRNIYNWRVK 340
```

FIG. 6

```
304 LRVRSSTLKGVTVPEDRAPSMIDEYPILAVAAAFAEGATVMNGLEELRVK 353

341 ETDRLFAMATELRKVGAEVEEGHDYIRI.TPPEKLNF.....AEIATYND 384
    |.||| |:|.:|:  |.:.:||.. : : ..|:  .:     |.:||. |
354 ESDRLSAVANGLKLNGVDCDEGETSLVVRGRPDGKGLGNASGAAVATHLD 403

385 HRMAMCFSLVAL.SDTPVTILDPKCTAKTFPDYFEQLARISQ         425
    ||:||:| :::| |:.|||: |:. .|..||:::: :| ::.
404 HRIAMSFLVMGLVSENPVTVDDATMIATSFPEFMDLMAGLGA         445
```

FIG. 6(cont.)

```
  1 MSHGASSRPATARKSSGLSGTVRIPGDKSISHRSFMFGGLASGETRITGL 50
    |||:||.:|||||:|.:|.|.:|||||||||||||||||||||||||||
  1 MSHSASPKPATARRSEALTGEIRIPGDKSISHRSFMFGGLASGETRITGL 50

 51 LEGEDVINTGKAMQAMGARIRKEGDTWIIDGVGNGGLLAPEAPLDFGNAA 100
    ||||||||||:|||||||:||||||.|||:|||||.||.|||:|||||||:
 51 LEGEDVINTGRAMQAMGAKIRKEGDVWIINGVGNGCLLQPEAALDFGNAG 100

101 TGCRLTMGLVGVYDFDSTFIGDASLTKRPMGRVLNPLREMGVQVKSEDGD 150
    ||.|||||||||.||:...|||||||.|||||||||||||||||...|||
101 TGARLTMGLVGTYDMKTSFIGDASLSKRPMGRVLNPLREMGVQVEAADGD 150

151 RLPVTLRGPKTPTPITYRVPMASAQVKSAVLLAGLNTPGITTVIEPIMTR 200
    |:|:|| |||||.|||||||||||||||||||||||||:||||||:|||
151 RMPLTLIGPKTANPITYRVPMASAQVKSAVLLAGLNTPGVTTVIEPVMTR 200

201 DHTEKMLQGFGANLTVETDADGVRTIRLEGRGKLTGQVIDVPGDPSSTAF 250
    ||||||||||||:|||||| |||| ||:.|.|||.||.||||||||||||
201 DHTEKMLQGFGADLTVETDKDGVRHIRITGQGKLVGQTIDVPGDPSSTAF 250

251 PLVAALLVPGSDVTILNVLMNPTRTGLILTLQEMGADIEVINPRLAGGED 300
    ||||||||.||||||| |||||||||||||||||||||:|:|||||||
251 PLVAALLVEGSDVTIRNVLMNPTRTGLILTLQEMGADIEVLNARLAGGED 300
```

FIG. 7

SUBSTITUTE SHEET

```
301 VADLRVRSSTLKGVTVPEDRAPSMIDEYPILAVAAAFAEGATVMNGLEEL 350
    |||||||.|.||||.||.:||||||||||:||:||.||||.|||:||:||
301 VADLRVRASKLKGVVVPPERAPSMIDEYPVLAIAASFAEGETVMDGLDEL 350

351 RVKESDRLSAVANGLKLNGVDCDEGETSLVVRGRPDGKGLGNASGAAVAT 400
    ||||||||.|||.||. |||||.||| ||.||||||||||    |:.|||
351 RVKESDRLAAVARGLEANGVDCTEGEMSLTVRGRPDGKGLG...GGTVAT 397

401 HLDHRIAMSFLVMGLVSENPVTVDDATMIATSFPEFMDLMAGLGAKIELS 450
    ||||||||||||||..|.||||||..||||||||||:|:|||||||||
398 HLDHRIAMSFLVMGLAAEKPVTVDDSNMIATSFPEFMDMMPGLGAKIELS 447
```

FIG. 7(cont.)

SUBSTITUTE SHEET

```
   1  CCATGGCTCACGGTGCAAGCAGCCGTCCAGCAACTGCTCGTAAGTCCTCTGGTCTTTCTG   60
  61  GAACCGTCCGTATTCCAGGTGACAAGTCTATCTCCCACAGGTCCTTCATGTTTGGAGGTC  120
 121  TCGCTAGCGGTGAAACTCGTATCACCGGTCTTTTGGAAGGTGAAGATGTTATCAACACTG  180
 181  GTAAGGCTATGCAAGCTATGGGTGCCAGAATCCGTAAGGAAGGTGATACTTGGATCATTG  240
 241  ATGGTGTTGGTAACGGTGGACTCCTTGCTCCTGAGGCTCCTCTCGATTTCGGTAACGCTG  300
 301  CAACTGGTTGCCGTTTGACTATGGGTCTTGTTGGTGTTTACGATTTCGATAGCACTTTCA  360
 361  TTGGTGACGCTTCTCTCACTAAGCGTCCAATGGGTCGTGTGTTGAACCCACTTCGCGAAA  420
 421  TGGGTGTGCAGGTGAAGTCTGAAGACGGTGATCGTCTTCCAGTTACCTTGCGTGGACCAA  480
 481  AGACTCCAACGCCAATCACCTACAGGGTACCTATGGCTTCCGCTCAAGTGAAGTCCGCTG  540
 541  TTCTGCTTGCTGGTCTCAACACCCCAGGTATCACCACTGTTATCGAGCCAATCATGACTC  600
 601  GTGACCACACTGAAAAGATGCTTCAAGGTTTTGGTGCTAACCTTACCGTTGAGACTGATG  660
 661  CTGACGGTGTGCGTACCATCCGTCTTGAAGGTCGTGGTAAGCTCACCGGTCAAGTGATTG  720
 721  ATGTTCCAGGTGATCCATCCTCTACTGCTTTCCCATTGGTTGCTGCCTTGCTTGTTCCAG  780
 781  GTTCCGACGTCACCATCCTTAACGTTTTGATGAACCCAACCCGTACTGGTCTCATCTTGA  840
```

FIG. 8

SUBSTITUTE SHEET

841	CTCTGCAGGAAATGGGTGCCGACATCGAAGTGATCAACCCACGTCTTGCTGGTGGAGAAG	900
901	ACGTGGCTGACTTGCGTGTTCGTTCTTCTACTTTGAAGGGTGTTACTGTTCCAGAAGACC	960
961	GTGCTCCTTCTATGATCGACGAGTATCCAATTCTCGCTGTTGCAGCTGCATTCGCTGAAG	1020
1021	GTGCTACCGTTATGAACGGTTTGGAAGAACTCCGTGTTAAGGAAAGCGACCGTCTTTCTG	1080
1081	CTGTCGCAAACGGTCTCAAGCTCAACGGTGTTGATTGCGATGAAGGTGAGACTTCTCTCG	1140
1141	TCGTGCGTGGTCGTCCTGACGGTAAGGGTCTCGGTAACGCTTCTGGAGCAGCTGTCGCTA	1200
1201	CCCACCTCGATCACCGTATCGCTATGAGCTTCCTCGTTATGGGTCTCGTTTCTGAAAACC	1260
1261	CTGTTACTGTTGATGATGCTACTATGATCGCTACTAGCTTCCCAGAGTTCATGGATTTGA	1320
1321	TGGCTGGTCTTGGAGCTAAGATCGAACTCTCCGACACTAAGGCTGCTTGATGAGCTC	1377

FIG. 8(cont.)

```
    B
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    I
    I
    AGATCTATCGATAAGCTTGATGTAATTGGAGGAAGATCAAAATTTTCAATCCCCATTCTT
  1 ---------+---------+---------+---------+---------+---------+ 60
    TCTAGATAGCTATTCGAACTACATTAACCTCCTTCTAGTTTTAAAAGTTAGGGGTAAGAA

    CGATTGCTTCAATTGAAGTTTCTCCGATGGCGCAAGTTAGCAGAATCTGCAATGGTGTGC
 61 ---------+---------+---------+---------+---------+---------+ 120
    GCTAACGAAGTTAACTTCAAAGAGGCTACCGCGTTCAATCGTCTTAGACGTTACCACACG

                                   MetAlaGlnValSerArgIleCysAsnGlyValGln -

    AGAACCCATCTCTTATCTCCAATCTCTCGAAATCCAGTCAACGCAAATCTCCCTTATCGG
121 ---------+---------+---------+---------+---------+---------+ 180
    TCTTGGGTAGAGAATAGAGGTTAGAGAGCTTTAGGTCAGTTGCGTTTAGAGGGAATAGCC

      AsnProSerLeuIleSerAsnLeuSerLysSerSerGlnArgLysSerProLeuSerVal -

    TTTCTCTGAAGACGCAGCAGCATCCACGAGCTTATCCGATTTCGTCGTCGTGGGGATTGA
181 ---------+---------+---------+---------+---------+---------+ 240
    AAAGAGACTTCTGCGTCGTCGTAGGTGCTCGAATAGGCTAAAGCAGCAGCACCCCTAACT
```

FIG. 9

```
      SerLeuLysThrGlnGlnHisProArgAlaTyrProIleSerSerSerTrpGlyLeuLys -

    AGAAGAGTGGGATGACGTTAATTGGCTCTGAGCTTCGTCCTCTTAAGGTCATGTCTTCTG
241 ---------+---------+---------+---------+---------+---------+ 300
    TCTTCTCACCCTACTGCAATTAACCGAGACTCGAAGCAGGAGAATTCCAGTACAGAAGAC

      LysSerGlyMetThrLeuIleGlySerGluLeuArgProLeuLysValMetSerSerVal -

                      S
                      p
                      h
                      I
    TTTCCACGGCGTGCATGC
301 ---------+---------
    AAAGGTGCCGCACGTACG

      SerThrAlaCysMet
```

FIG. 9(cont.)

SUBSTITUTE SHEET

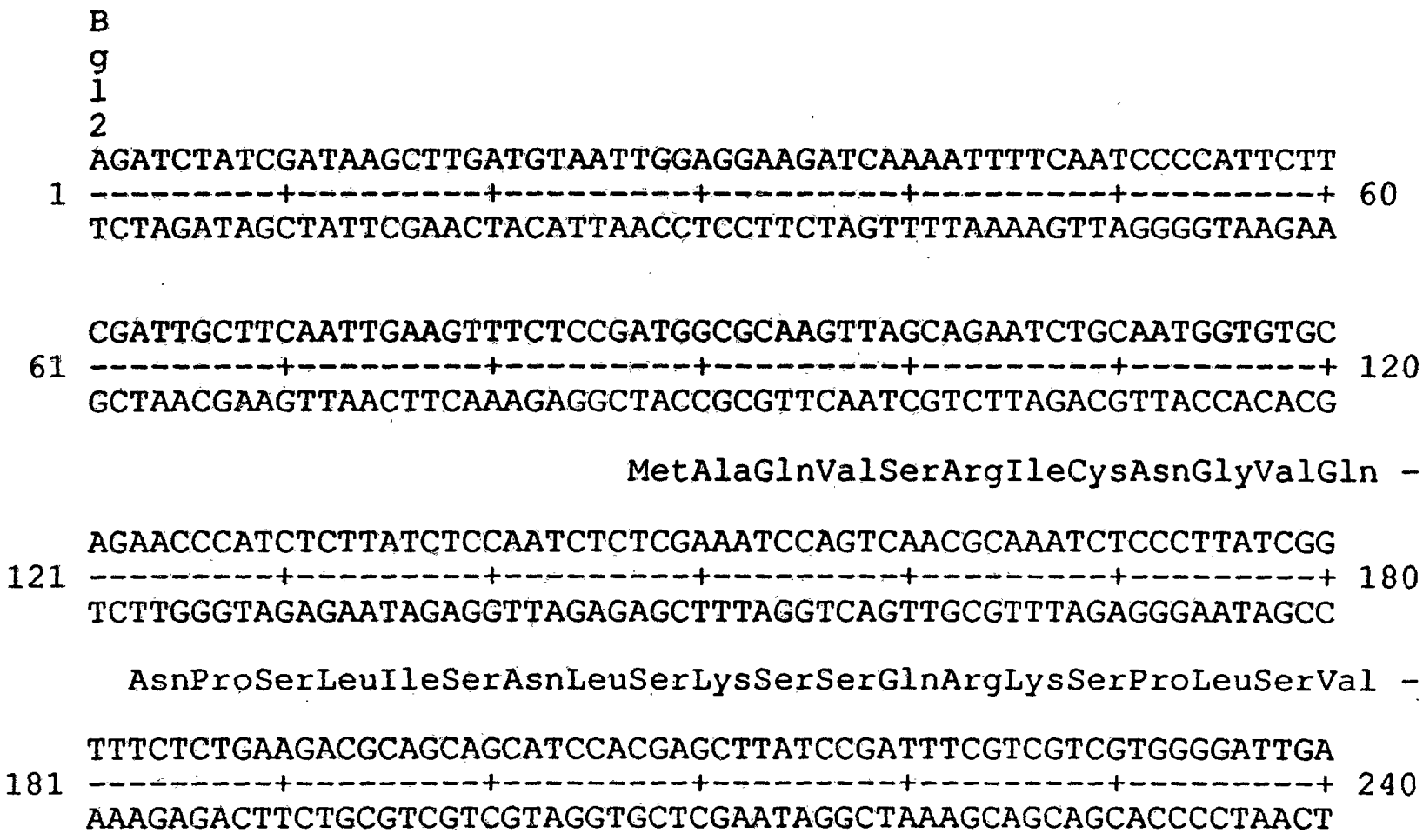


FIG. 10

```
      SerLeuLysThrGlnGlnHisProArgAlaTyrProIleSerSerSerTrpGlyLeuLys -

    AGAAGAGTGGGATGACGTTAATTGGCTCTGAGCTTCGTCCTCTTAAGGTCATGTCTTCTG
241 ---------+---------+---------+---------+---------+---------+ 300
    TCTTCTCACCCTACTGCAATTAACCGAGACTCGAAGCAGGAGAATTCCAGTACAGAAGAC

      LysSerGlyMetThrLeuIleGlySerGluLeuArgProLeuLysValMetSerSerVal -

    TTTCCACGGCGGAGAAAGCGTCGGAGATTGTACTTCAACCCATTAGAGAAATCTCCGGTC
301 ---------+---------+---------+---------+---------+---------+ 360
    AAAGGTGCCGCCTCTTTCGCAGCCTCTAACATGAAGTTGGGTAATCTCTTTAGAGGCCAG

      SerThrAlaGluLysAlaSerGluIleValLeuGlnProIleArgGluIleSerGlyLeu -

                                          E
                                          c
                                          o
                                          R
                                          1
    TTATTAAGTTGCCTGGCTCCAAGTCTCTATCAAATAGAATTC
361 ---------+---------+---------+---------+--
    AATAATTCAACGGACCGAGGTTCAGAGATAGTTTATCTTAAG

      IleLysLeuProGlySerLysSerLeuSerAsnArgIle
```

FIG. 10(cont.)

```
    BglII
    AGATCTTTCAAGAATGGCACAAATTAACAACATGGCTCAAGGGATACAAACCCTTAATCC
  1 ---------+---------+---------+---------+---------+---------+ 60
    TCTAGAAAGTTCTTACCGTGTTTAATTGTTGTACCGAGTTCCCTATGTTTGGGAATTAGG

                  MetAlaGlnIleAsnAsnMetAlaGlnGlyIleGlnThrLeuAsnPro  -

    CAATTCCAATTTCCATAAACCCCAAGTTCCTAAATCTTCAAGTTTTCTTGTTTTTGGATC
 61 ---------+---------+---------+---------+---------+---------+ 120
    GTTAAGGTTAAAGGTATTTGGGGTTCAAGGATTTAGAAGTTCAAAAGAACAAAAACCTAG

     AsnSerAsnPheHisLysProGlnValProLysSerSerSerPheLeuValPheGlySer  -

    TAAAAAACTGAAAAATTCAGCAAATTCTATGTTGGTTTTGAAAAAAGATTCAATTTTTAT
121 ---------+---------+---------+---------+---------+---------+ 180
    ATTTTTTGACTTTTTAAGTCGTTTAAGATACAACCAAAACTTTTTTCTAAGTTAAAAATA

     LysLysLeuLysAsnSerAlaAsnSerMetLeuValLeuLysLysAspSerIlePheMet  -
                                                        SphI
    GCAAAAGTTTTGTTCCTTTAGGATTTCAGCATCAGTGGCTACAGCCTGCATGC
181 ---------+---------+---------+---------+---------+---      233
    CGTTTTCAAAACAAGGAAATCCTAAAGTCGTAGTCACCGATGTCGGACGTACG
     GlnLysPheCysSerPheArgIleSerAlaSerValAlaThrAlaCysMet
```

FIG. 11

SUBSTITUTE SHEET

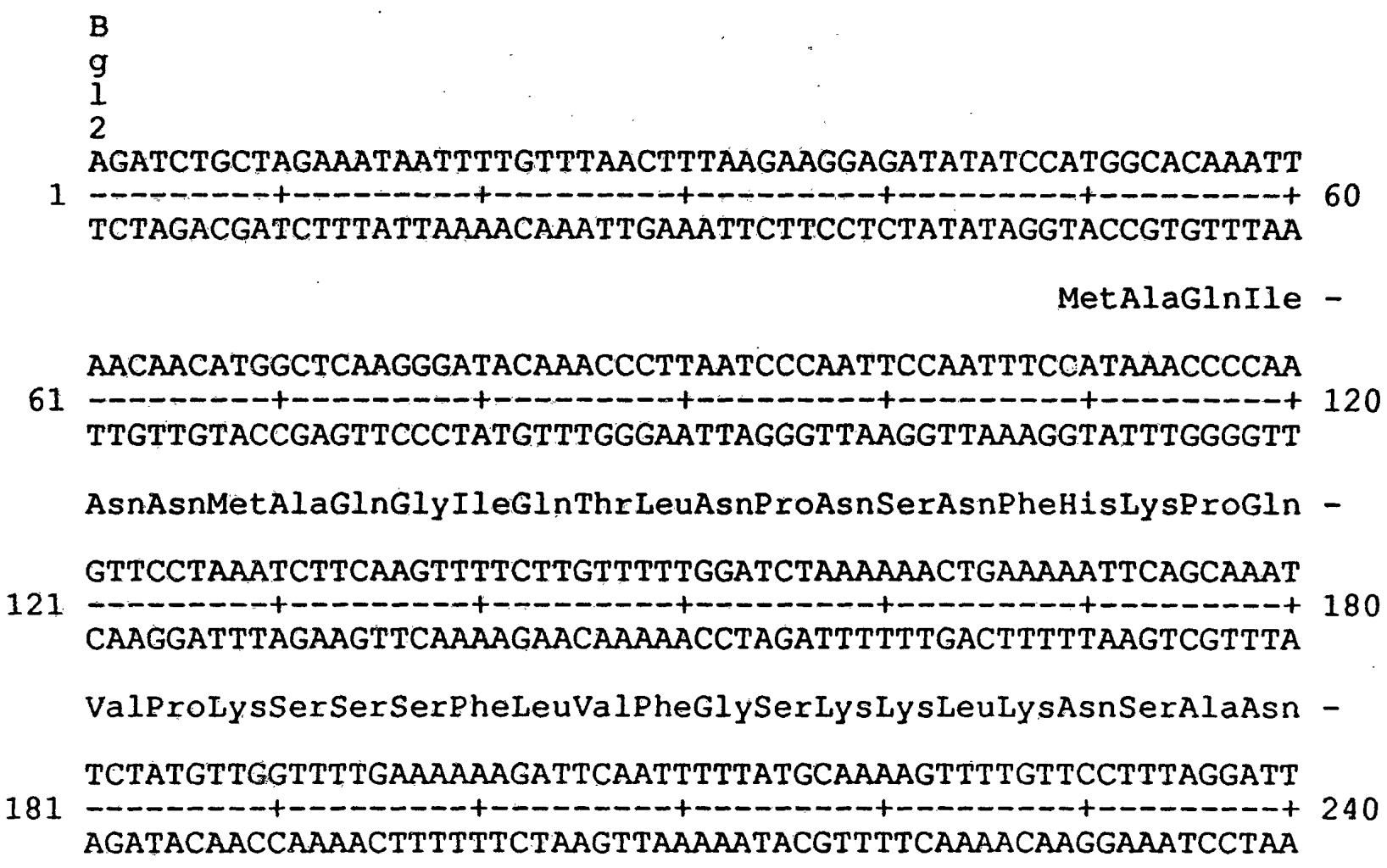


FIG. 12

```
    SerMetLeuValLeuLysLysAspSerIlePheMetGlnLysPheCysSerPheArgIle -

    TCAGCATCAGTGGCTACAGCACAGAAGCCTTCTGAGATAGTGTTGCAACCCATTAAAGAG
241 ---------+---------+---------+---------+---------+---------+ 300
    AGTCGTAGTCACCGATGTCGTGTCTTCGGAAGACTCTATCACAACGTTGGGTAATTTCTC

    SerAlaSerValAlaThrAlaGlnLysProSerGluIleValLeuGlnProIleLysGlu -

                                                          E
                                                          c
                                                          o
                                                          R
                                                          1
    ATTTCAGGCACTGTTAAATTGCCTGGCTCTAAATCATTATCTAATAGAATTC
301 ---------+---------+---------+---------+---------+---------+--
    TAAAGTCCGTGACAATTTAACGGACCGAGATTTAGTAATAGATTATCTTAAG
     IleSerGlyThrValLysLeuProGlySerLysSerLeuSerAsnArgIle
```

FIG. 12(cont.)

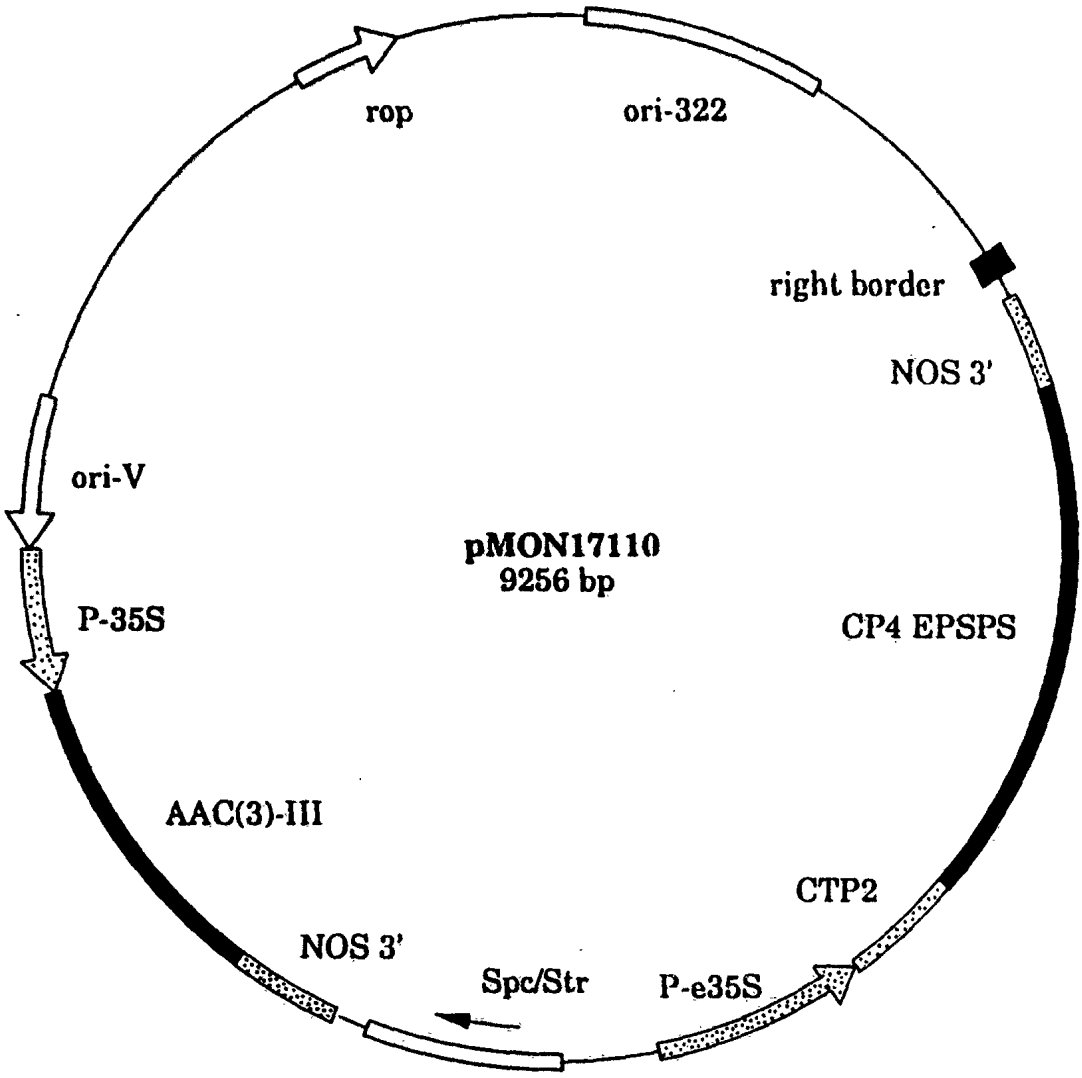

rop
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NOS 3'
ori-V
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9256 bp
P-35S
CP4 EPSPS
AAC(3)-III
CTP2
NOS 3'
Spc/Str
P-e35S

FIG. 13

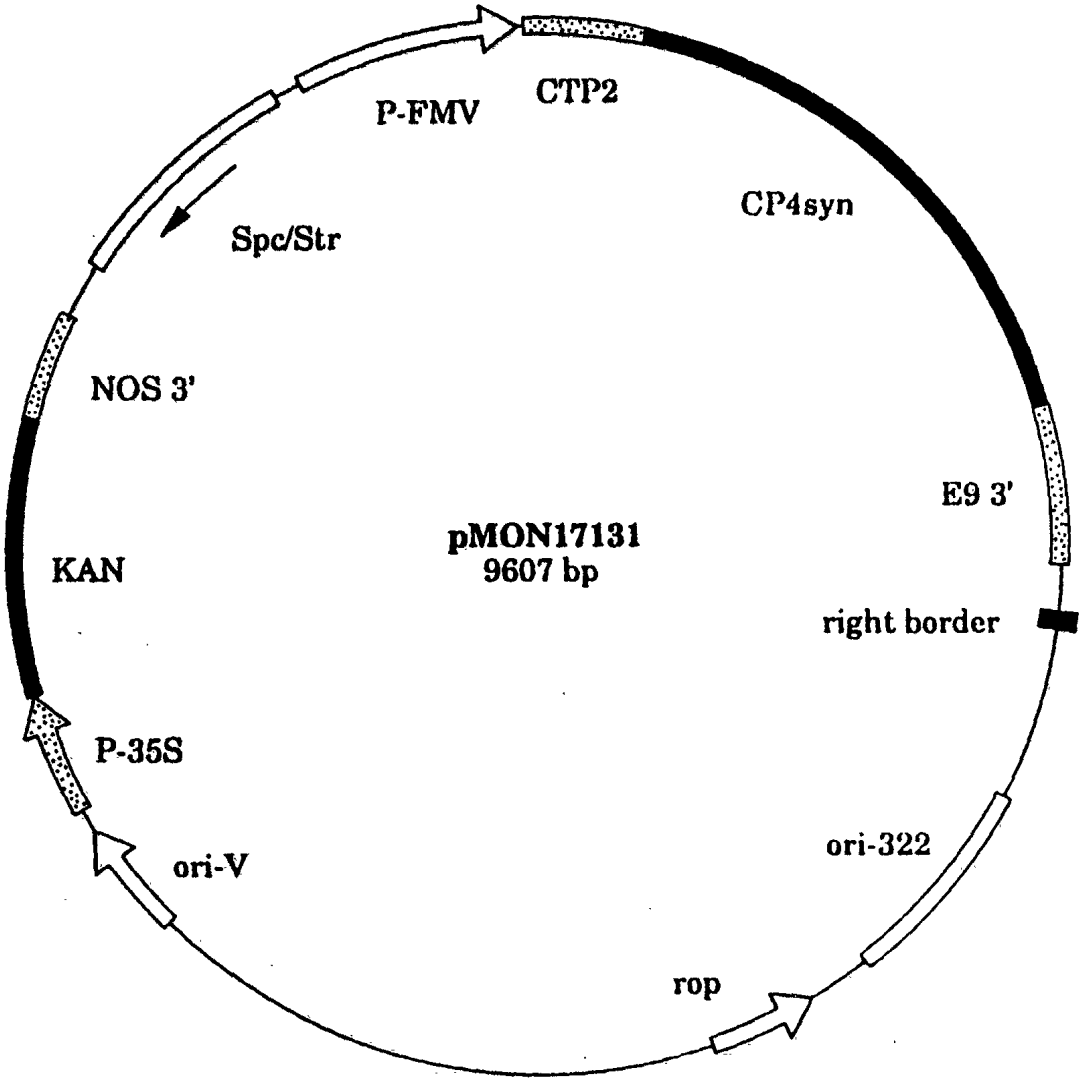

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CTP2
CP4syn
Spc/Str
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E9 3'
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9607 bp
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right border
P-35S
ori-V
ori-322
rop

FIG. 14

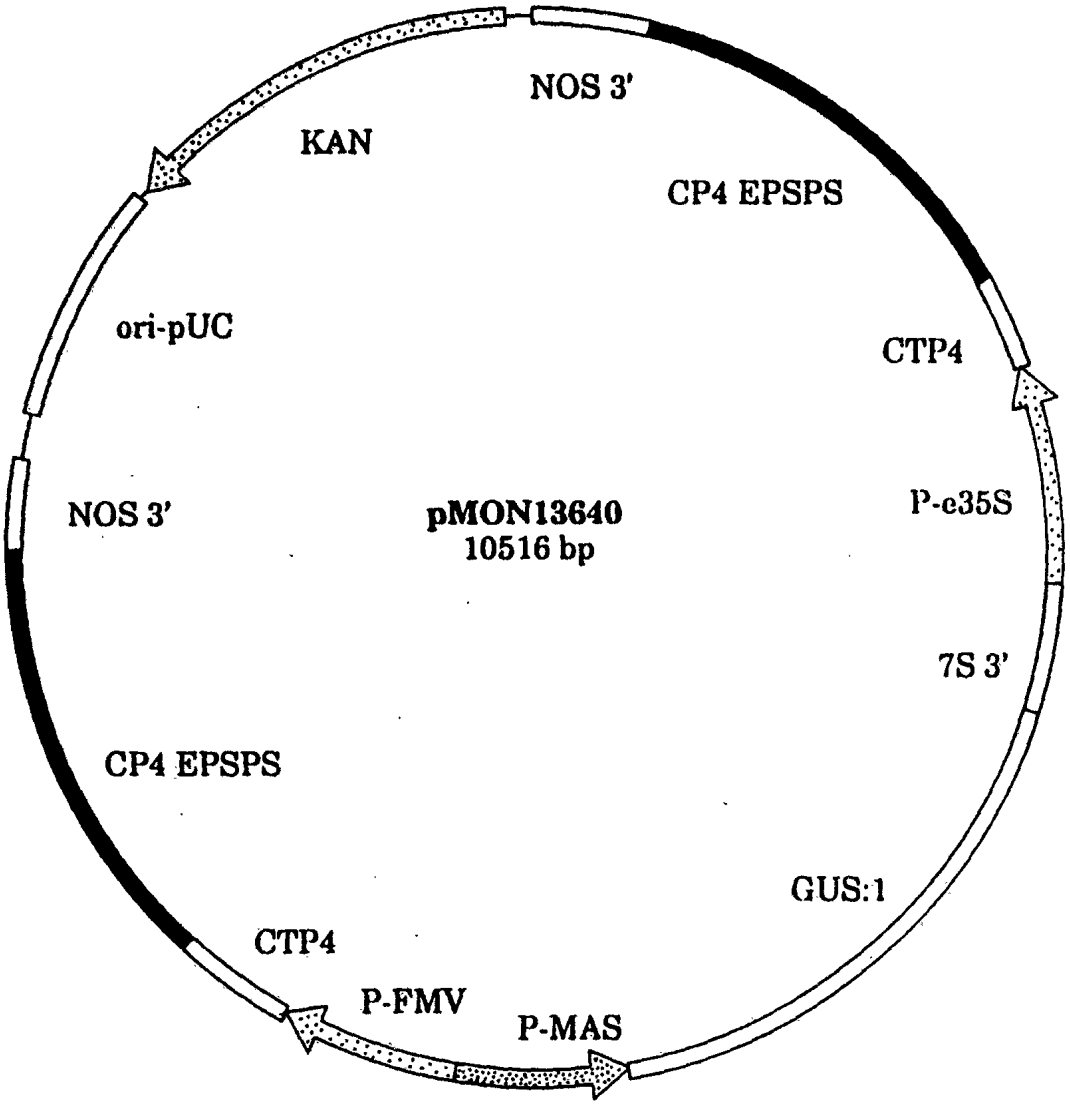

NOS 3'
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CP4 EPSPS
ori-pUC
CTP4
NOS 3'
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10516 bp
P-e35S
7S 3'
CP4 EPSPS
GUS:1
CTP4
P-FMV
P-MAS

FIG. 15

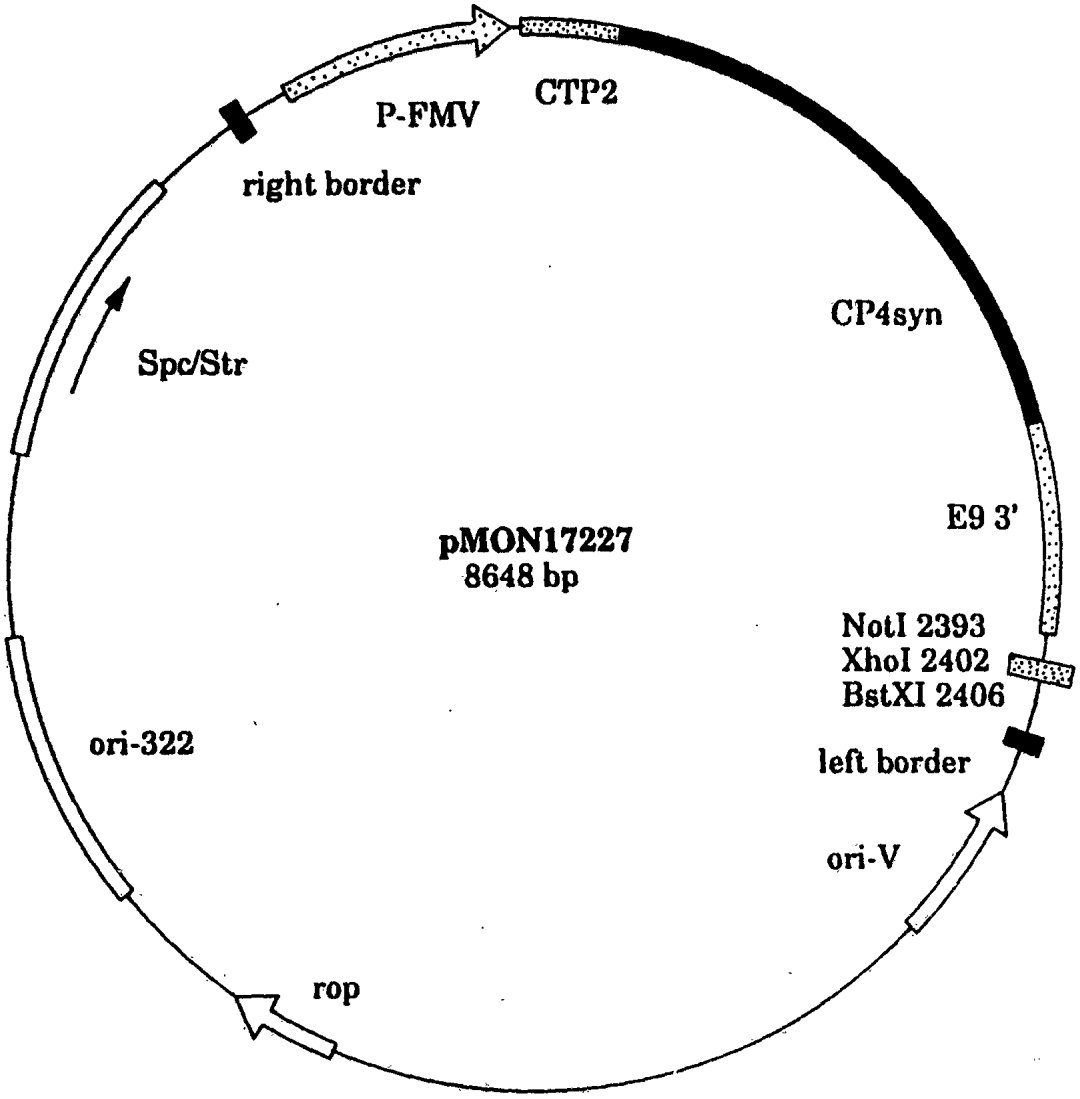

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Spc/Str
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8648 bp
NotI 2393
XhoI 2402
BstXI 2406
ori-322
left border
ori-V
rop

FIG. 16

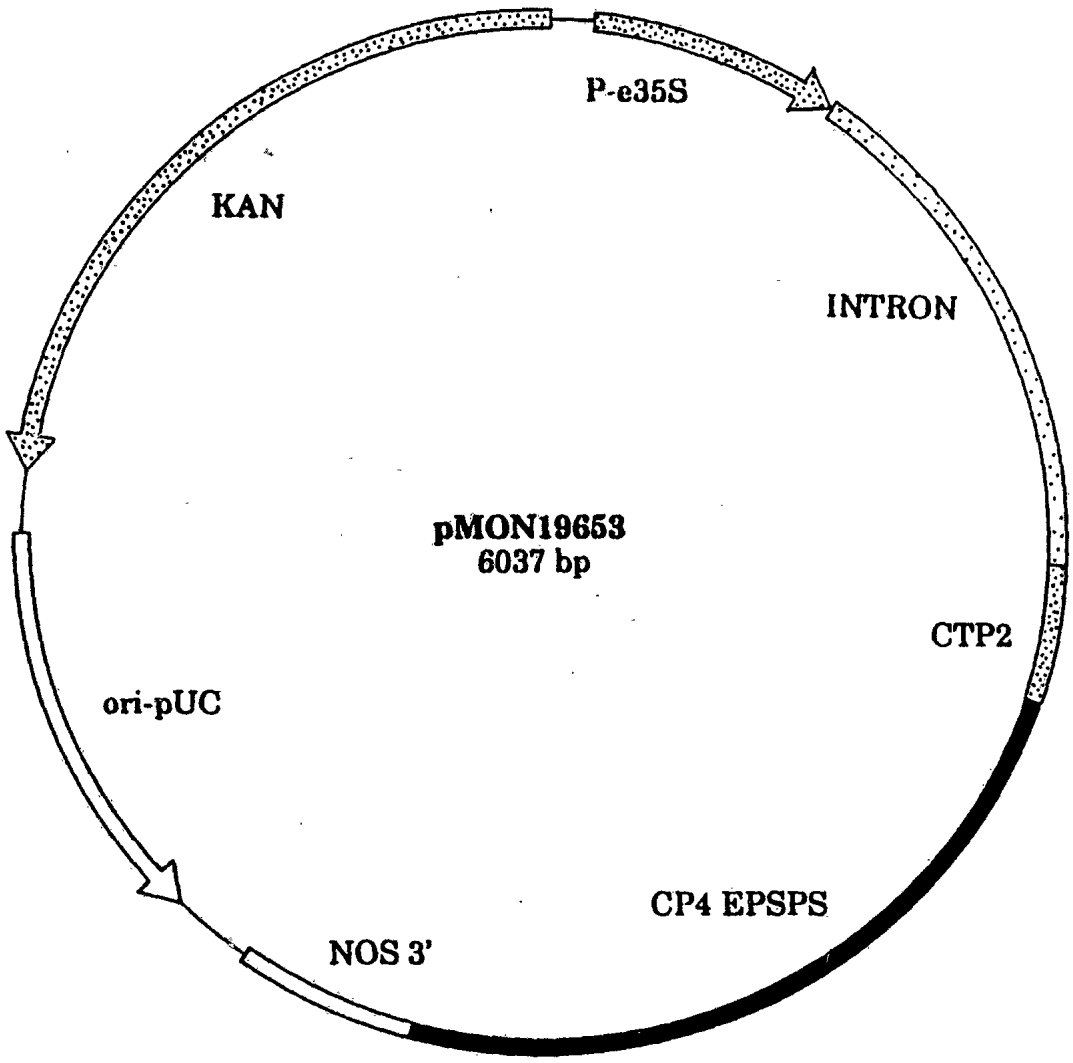

P-e35S
KAN
INTRON
pMON19653
6037 bp
CTP2
ori-pUC
CP4 EPSPS
NOS 3'

FIG. 17

INTERNATIONAL SEARCH REPORT

International Application No PCT/US 91/06148

I. CLASSIFICATION OF SUBJECT MATTER (if several classification symbols apply, indicate all)[6]

According to International Patent Classification (IPC) or to both National Classification and IPC

Int.Cl. 5 C12N15/54; C12N15/82; C12N5/10; A01H5/00

II. FIELDS SEARCHED

Minimum Documentation Searched[7]

Classification System	Classification Symbols
Int.Cl. 5	C12N ; A01H

Documentation Searched other than Minimum Documentation to the Extent that such Documents are Included in the Fields Searched[8]

III. DOCUMENTS CONSIDERED TO BE RELEVANT[9]

Category °	Citation of Document, [11] with indication, where appropriate, of the relevant passages [12]	Relevant to Claim No.[13]
A	EP,A,0 218 571 (MONSANTO) 15 April 1987 see example 8	1-30
A	EP,A,0 293 358 (MONSANTO) 30 November 1988 see the whole document	1-30
O,A	PLANT PHYSIOLOGY. vol. 89, no. 4, April 1989, ROCKVILLE, MD, USA. page 47; EICHHOLTZ, D.,ET AL.: 'Glyphosate tolerant variants of petunia EPSP synthase' see the abstract no. 277	1-30

-/--

° Special categories of cited documents : [10]

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"O" document referring to an oral disclosure, use, exhibition or other means

"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step

"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.

"&" document member of the same patent family

IV. CERTIFICATION

Date of the Actual Completion of the International Search	Date of Mailing of this International Search Report
11 DECEMBER 1991	17. 01. 92
International Searching Authority	**Signature of Authorized Officer**
EUROPEAN PATENT OFFICE	MADDOX A.D.

Form PCT/ISA/210 (second sheet) (January 1985)

III. DOCUMENTS CONSIDERED TO BE RELEVANT (CONTINUED FROM THE SECOND SHEET)

Category *	Citation of Document, with indication, where appropriate, of the relevant passages	Relevant to Claim No.
A	CHEMICAL ABSTRACTS, vol. 103, 1985, Columbus, Ohio, US; abstract no. 119839, see abstract & FEMS MICROBIOL LETT vol. 28, no. 3, 1985, pages 297 - 301; SCHULZ, A., ET AL.: 'Differential sensitivity of bacterial 5-enolpyruylshikimate 3-phosphate synthases to the herbicide glyphosate' ---	1-30
A	CHEMICAL ABSTRACTS, vol. 112, 1990, Columbus, Ohio, US; abstract no. 92785, page 196 ; see abstract & DISSERTATION 1988, AVAIL. UNIV. MICROFILMS INT., ORDER no. DA 8917814. From Diss. abstr. int. B 1989,50(5), 1770-1771 FITZGIBBON, JOSEPH E.: 'Pseudomonas strain PG2982: uptake of glyphosate and cloning of a gene which confers increased resistance to glyphosate' ---	1-30
A	US,A,4 769 061 (COMAI) 6 September 1988 see column 6, line 61 - column 7, line 11 ---	26-30
A	SAAS BULLETIN vol. 1, 1988, pages 37 - 40; LARSON-KELLY, N.,ET AL.: 'Chloroplast delivery of a bacterial EPSP synthase in transgenic plants and tolerance to glyphosate' see page 38, line 37 - line 42 ---	26-30
P,A	WO,A,9 104 323 (MONSANTO) 4 April 1991 see page 11 - page 29 ---	1-30
P,A	EP,A,0 426 641 (MONSANTO) 8 May 1991 see the whole document ---	12,17, 20,24,29

ANNEX TO THE INTERNATIONAL SEARCH REPORT ON INTERNATIONAL PATENT APPLICATION NO. US 9106148 SA 51938

This annex lists the patent family members relating to the patent documents cited in the above-mentioned international search report. The members are as contained in the European Patent Office EDP file on
The European Patent Office is in no way liable for these particulars which are merely given for the purpose of information. 11/12/91

Patent document cited in search report	Publication date	Patent family member(s)		Publication date
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		AU-A-	6091386	12-02-87
		JP-A-	63032488	12-02-88
EP-A-0293358	30-11-88	US-A-	4971908	20-11-90
		AU-A-	1660188	01-12-88
		JP-A-	1039984	10-02-89
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		EP-A-	0389066	26-09-90
		JP-A-	59162875	13-09-84
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		EP-A-	0409815	23-01-91
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		JP-A-	3198781	29-08-91

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